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U. S. Department of Justice

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INVESTIGATION

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2-10-71
Cand. L. B. L.

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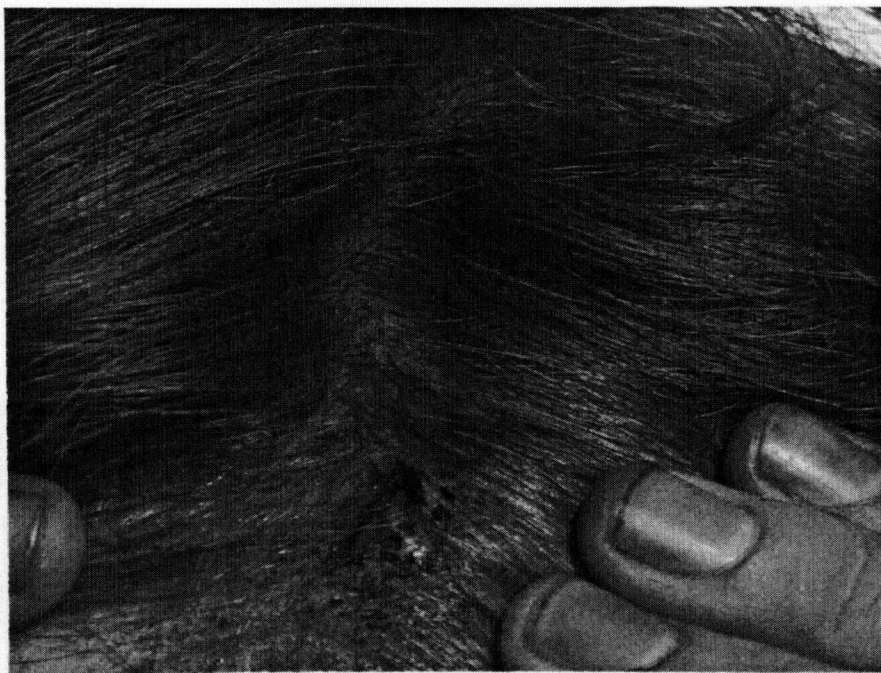
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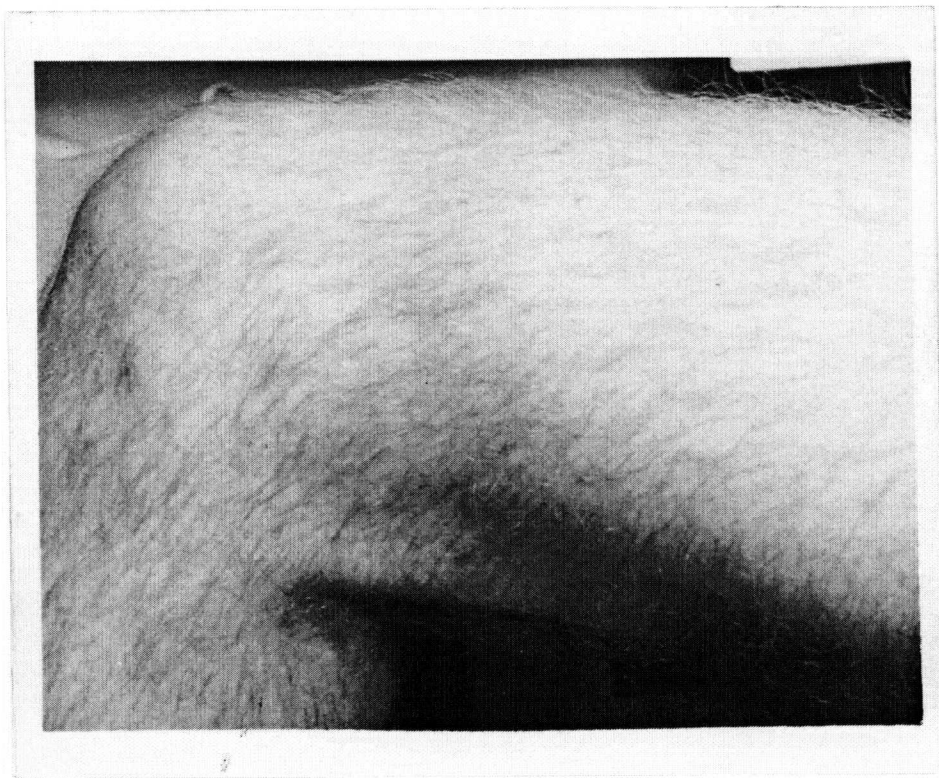
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Person Photographed	Date & Place Photo Taken	File #	Photo- graphers Initials
1. RUFUS ERIC NORTON	JACKSON, MISS 7/17/64	$\frac{44}{53}$	JK
2. "	"		JK
3. "	"		JK
4. STEPHEN SMITH	"	$\frac{44}{53}$	JK
5. "	"		JK
6. "	"		JK

Person Photographed	Date & Place Photo Taken	File #	Photo- grapher's Initials
7. STEPHEN SMITH	JACKSON, MISS 7/17/64	48	JK
8. "			JK
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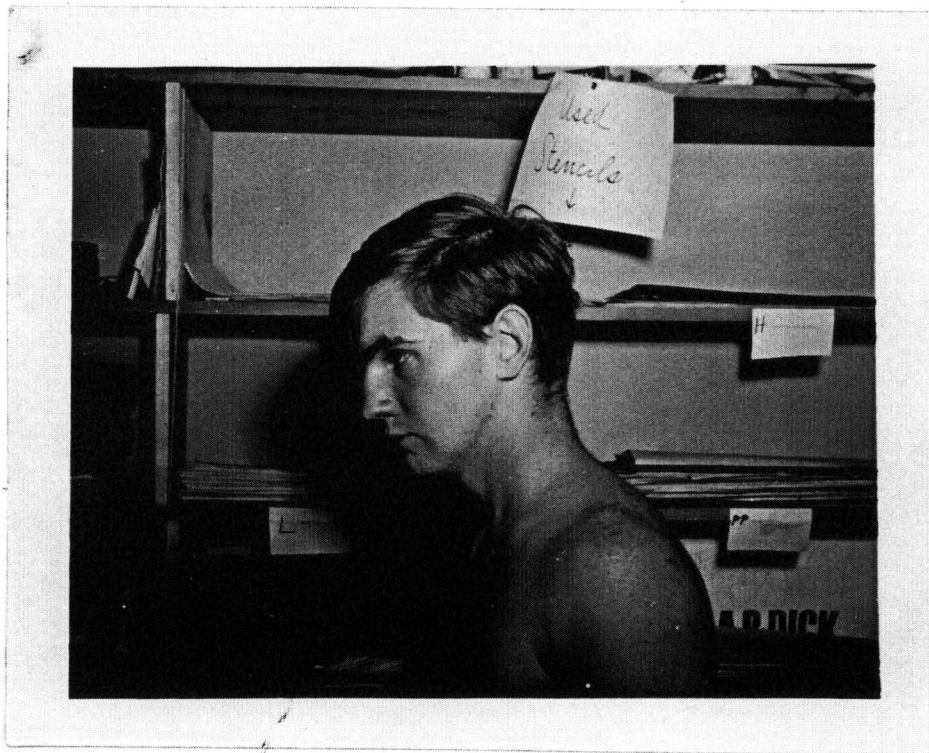


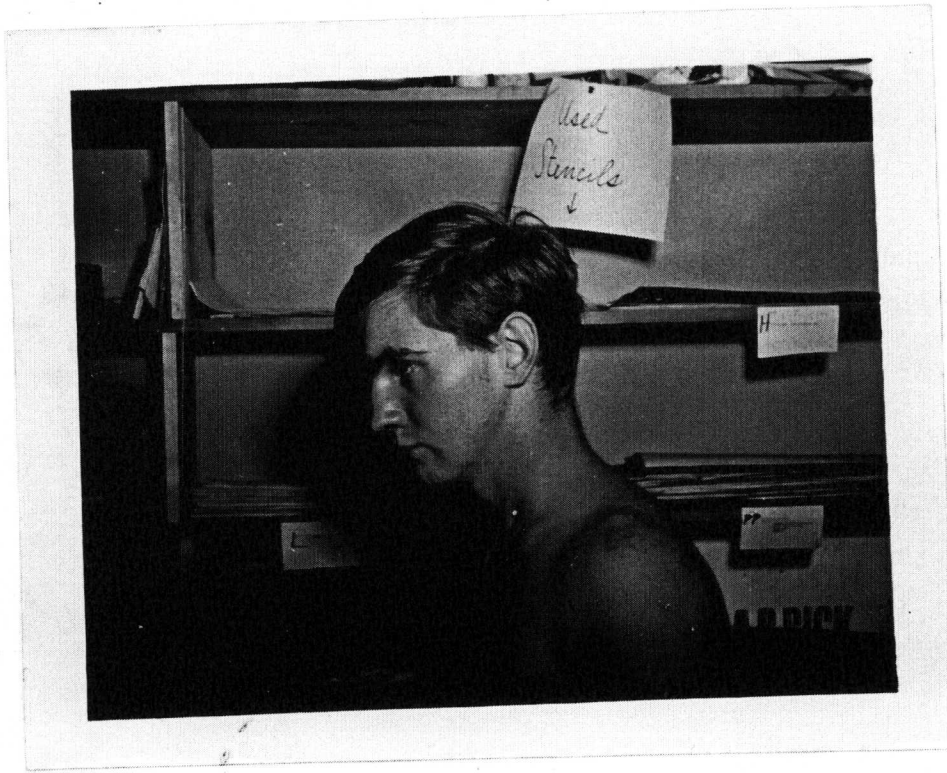


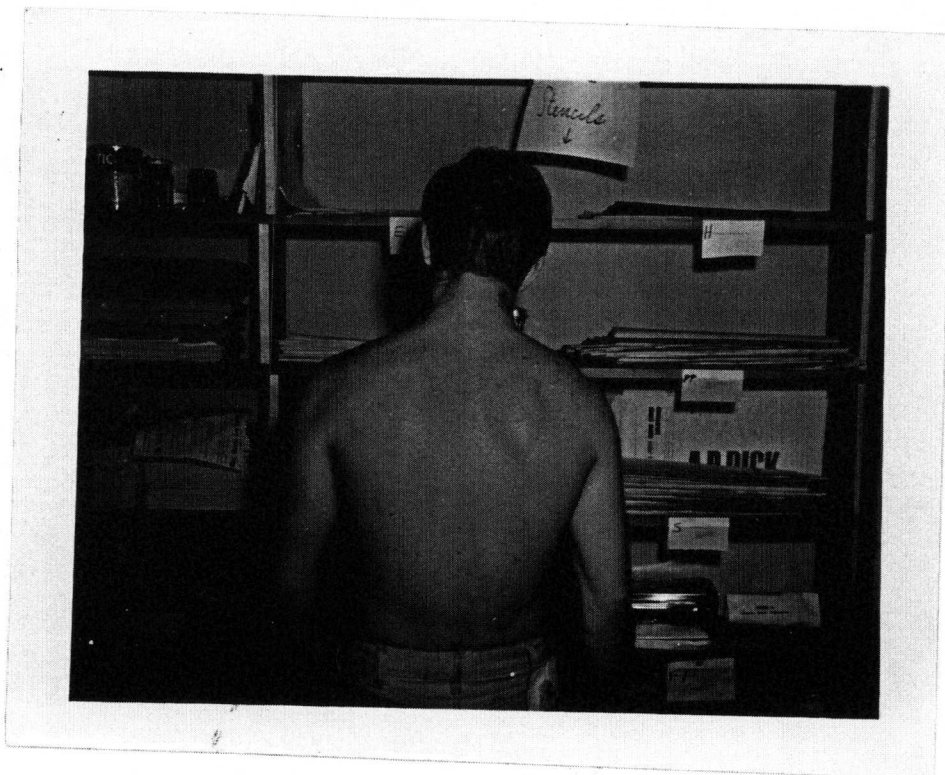


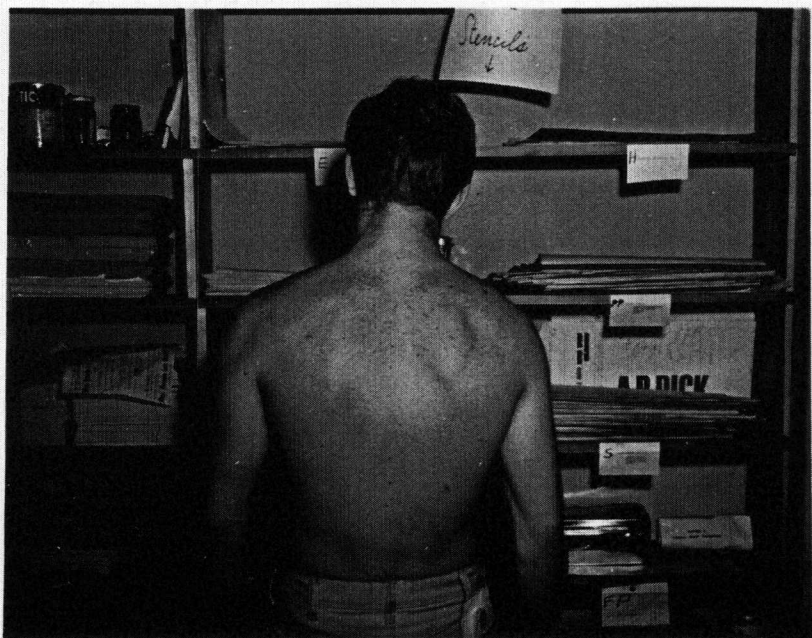


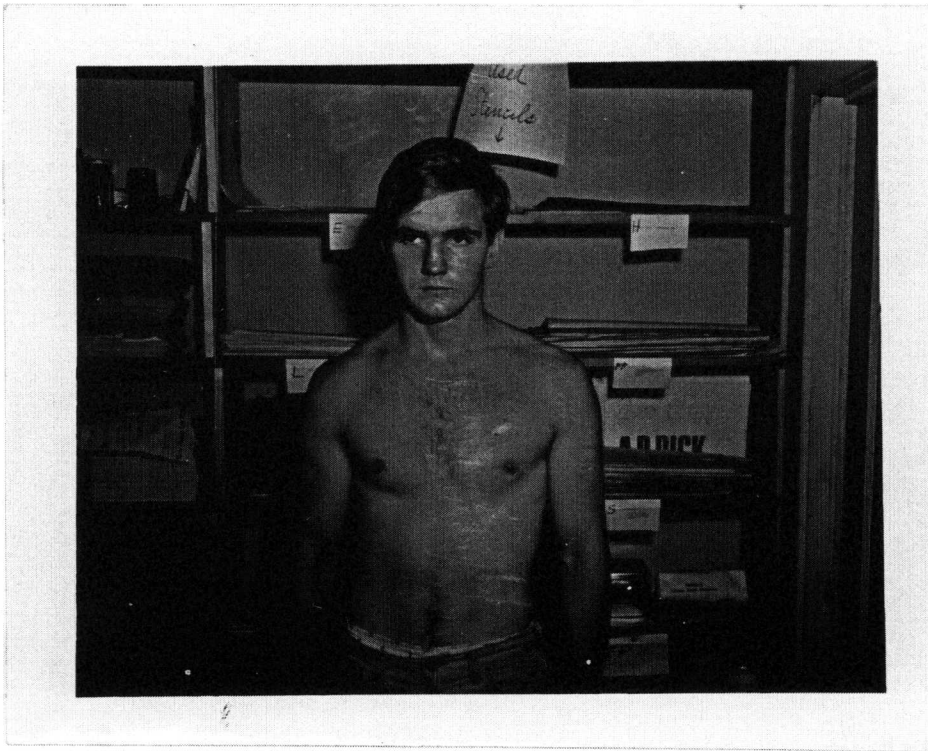


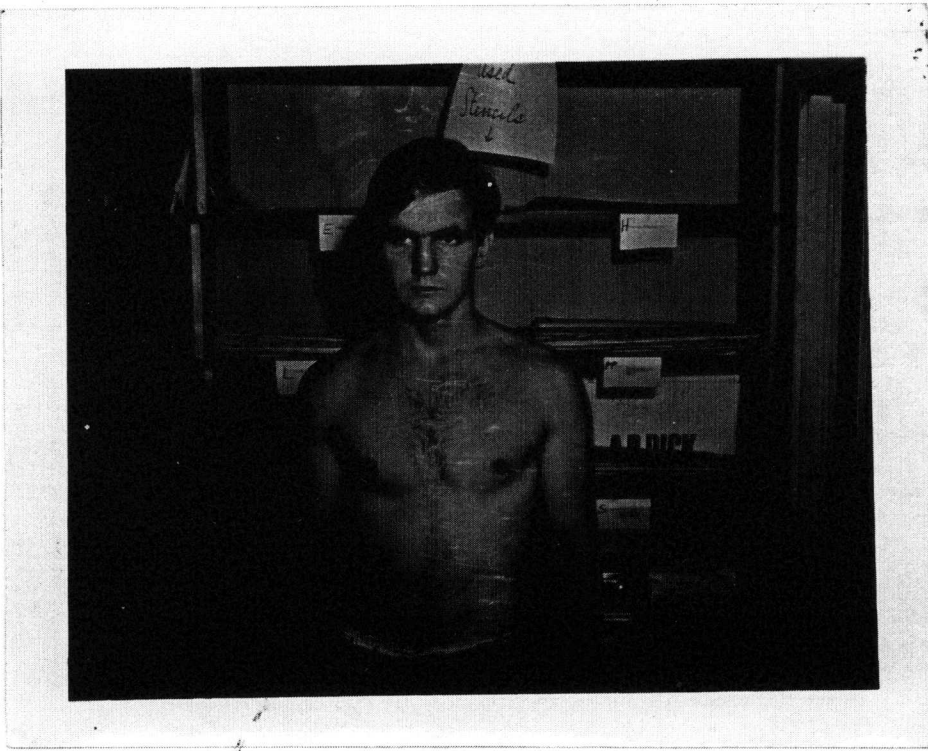




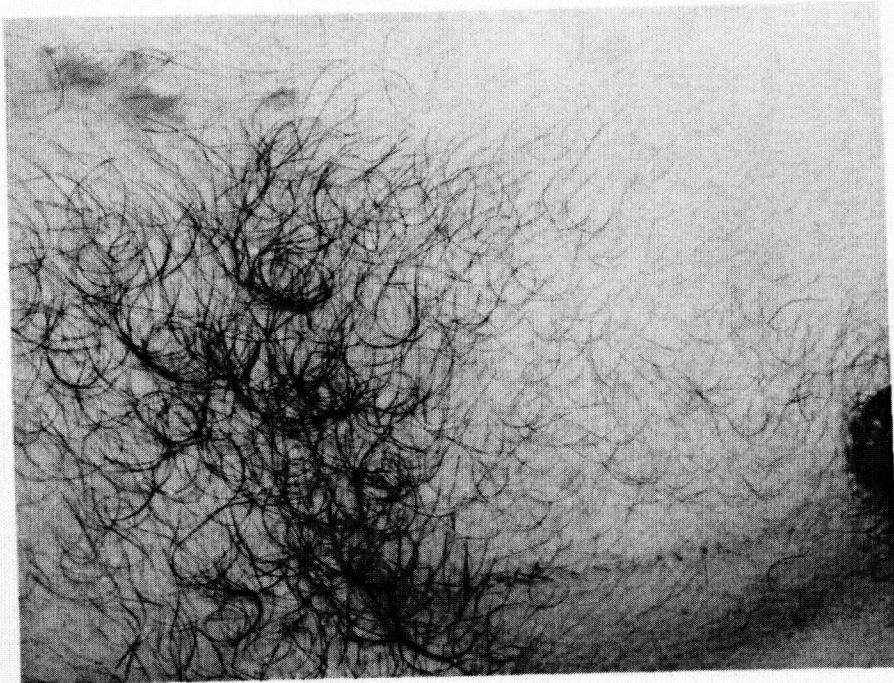












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RG 65: Federal Bureau
of Investigation

44-112-25956

FBI NEW ORLS

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JUL 16 1964

rad

FBI WASH DC

TELETYPE

3-51 PM URGENT 7-16-64 RAP

TO NEW ORLEANS

FROM DIRECTOR 2 P

UNSUBS; OFFICERS, JACKSON, MISS., PD; OFFICERS, MISS. HIGHWAY
SAFETY PATROL; OFFICERS, CANTON, MISS., PD; ERICK MORTON, STEPHEN
SMITH, ET AL. DASH VICTIMS. CR.

DEPARTMENT RECEIVED INFORMATION FROM JAMES FORMAN, SNCC OFFICE,
GREENWOOD, MISS., THAT A PICKUP PANEL TRUCK OCCUPIED BY TWO NEGRO
AND TWO WHITE CIVIL RIGHTS WORKERS CARRYING MATERIAL FROM JACKSON,
MISS., TO GREENWOOD VIA CANTON, WAS STOPPED OUTSIDE JACKSON BY
OFFICERS. WHITE VICTIMS, MORTON AND SMITH, WERE CAUTIONED AGAINST
WORKING WITH NEGROES AND TOLD TO QUOTE GO HOME UNQUOTE HOWEVER
VICTIMS AND TRUCK WERE RELEASED BY THESE OFFICERS WITHOUT FURTHER
ACTION AND TRUCK PROCEEDED TOWARD CANTON. OUTSIDE OF CANTON,
TRUCK WAS STOPPED BY ONE MHSP CAR WHICH WAS THEN JOINED BY THREE
OTHER MHSP CARS. THE TRUCK WAS REPORTEDLY CONFISCATED BY THE
OFFICERS. THE TWO NEGRO VICTIMS PAREN UNIDENTIFIED PAREN WERE
RELEASED AND TOLD TO GO BACK TO JACKSON ON FOOT.

WHITE VICTIMS MORTON AND SMITH WERE REPORTEDLY ARRESTED AND
TAKEN TO CANTON JAIL WHERE THEY WERE CHARGED WIGH INTERFERING WITH
END PAGE ONE

PAGE TWO

AN OFFICER, RESISTING ARREST AND REFUSAL TO SHOW DRIVER'S LICENSE.

MORTON REPORTEDLY CALLED GREENWOOD SNCC OFFICE FROM CANTON JAIL AND STATED HE AND SMITH WERE PISTOL WHIPPED AND BEATEN. THE COFO OFFICE IN JACKSON WAS ADVISED AND THEN REPORTEDLY CALLED THE CANTON JAIL AND WAS TOLD BY WOMAN WHO MAY BE WIFE OF JAILER THAT VICTIMS COULD NOT TALK TO COFO REPRESENTATIVE AND A DOCTOR WAS THEN AT THE JAIL. SHE WAS ASKED IF DOCTOR WAS AT JAIL TO ATTEND CIVIL RIGHTS WORKERS AND SHE REPLIED HE WAS NOT. DEPARTMENT ADVISES THAT BADGE NUMBERS OF OFFICERS INVOLVED CAN BE OBTAINED FROM COFO OFFICE IN JACKSON.

DEPARTMENT REQUESTS YOU IMMEDIATELY INTERVIEW WHITE VICTIMS AT CANTON JAIL, ASCERTAIN NATURE OF CHARGES AND DISPOSITION AND NAMES OF ARRESTING OFFICERS. TAKE PHOTOGRAPHS OF VICTIMS IF APPROPRIATE.

SUTEL RESULTS OF THESE INQUIRIES IN ORDER THAT DEPARTMENT CAN MAKE DETERMINATION AS TO WHAT FURTHER INVESTIGATION IS DESIRED. ADVISE APPROPRIATE OFFICIALS AND PERSONS CONTACTED THIS IS BEING DONE AT SPECIFIC REQUEST OF AAG BURKE MARSHALL, CRD, USDJ.

END ACK PL AND HOLD FOR ONE MORE

FBI NEW ORLS

7/16/64

PLAIN TEXT

TELETYPE

URGENT

1 - Mr. McDonough

TO SAC NEW ORLEANS
FROM DIRECTOR FBI

UNSUBS; OFFICERS, JACKSON, MISS., PD; OFFICERS, MISS. HIGHWAY
SAFETY PATROL; OFFICERS, CANTON, MISS., PD; ERICK MORTON, STEPHEN
SMITH, ET AL. DASH VICTIMS. CR.

DEPARTMENT RECEIVED INFORMATION FROM JAMES FORMAN, SNCC OFFICE,
GREENWOOD, MISS., THAT A PICKUP PANEL TRUCK OCCUPIED BY TWO NEGRO
AND TWO WHITE CIVIL RIGHTS WORKERS CARRYING MATERIAL FROM JACKSON,
MISS., TO GREENWOOD VIA CANTON, WAS STOPPED OUTSIDE JACKSON BY
OFFICERS. WHITE VICTIMS, MORTON AND SMITH, WERE CAUTIONED AGAINST
WORKING WITH NEGROES AND TOLD TO QUOTE GO HOME UNQUOTE HOWEVER
VICTIMS AND TRUCK WERE RELEASED BY THESE OFFICERS WITHOUT FURTHER
ACTION AND TRUCK PROCEEDED TOWARD CANTON. OUTSIDE OF CANTON,
TRUCK WAS STOPPED BY ONE MHSP CAR WHICH WAS THEN JOINED BY THREE
OTHER MHSP CARS. THE TRUCK WAS REPORTEDLY CONFISCATED BY THE
OFFICERS. THE TWO NEGRO VICTIMS PAREN UNIDENTIFIED PAREN WERE
RELEASED AND TOLD TO GO BACK TO JACKSON ON FOOT.

WHITE VICTIMS MORTON AND SMITH WERE REPORTEDLY ARRESTED AND
TAKEN TO CANTON JAIL WHERE THEY WERE CHARGED WITH INTERFERING WITH

Tolson _____
Belmont _____
Mohr _____
Casper _____
Callahan _____
Conrad _____
DeLoach _____
Evans _____
Gale _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holloman _____
Gandy _____

EJM/cac
(3) cac

NOTE: Above information furnished and requests
made by D. R. Owen, CRD, 7/16/64.

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION
JUL 16 1964

TELETYPE

NW#: 12790

DocId: 59168854

TELETYPE TO SAC NEW ORLEANS
RE: UNSUBS; ERICK MORTON, ET AL. - VICTIMS

AN OFFICER, RESISTING ARREST AND REFUSAL TO SHOW DRIVER'S LICENSE.

MORTON REPORTEDLY CALLED GREENWOOD SNCC OFFICE FROM CANTON JAIL AND STATED HE AND SMITH WERE PISTOL WHIPPED AND BEATEN. THE COFO WAS ADVISED AND OFFICE IN JACKSON/THEN REPORTEDLY CALLED THE CANTON JAIL AND WAS TOLD BY WOMAN WHO MAY BE WIFE OF JAILER THAT VICTIMS COULD NOT TALK TO COFO REPRESENTATIVE AND A DOCTOR WAS THEN AT THE JAIL. SHE WAS ASKED IF DOCTOR WAS AT JAIL TO ATTEND CIVIL RIGHTS WORKERS AND SHE REPLIED HE WAS NOT. DEPARTMENT ADVISES THAT BADGE NUMBERS OF OFFICERS INVOLVED CAN BE OBTAINED FROM COFO OFFICE IN JACKSON.

DEPARTMENT REQUESTS YOU IMMEDIATELY INTERVIEW WHITE VICTIMS AT CANTON JAIL, ASCERTAIN NATURE OF CHARGES AND DISPOSITION AND NAMES OF ARRESTING OFFICERS. TAKE PHOTOGRAPHS OF VICTIMS IF APPROPRIATE.

SUTEL RESULTS OF THESE INQUIRIES IN ORDER THAT DEPARTMENT CAN MAKE DETERMINATION AS TO WHAT FURTHER INVESTIGATION IS DESIRED. ADVISE APPROPRIATE OFFICIALS AND PERSONS CONTACTED THIS IS BEING DONE AT SPECIFIC REQUEST OF AAG BURKE MARSHALL, CRD, USDJ.

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION
JUL 16 1964

TELETYPE

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- 2 -

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JUL 16 1964

TELETYPE

FBI WSH DC

FBI NEW ORLS

3-14 AM CST URGENT 7-16-64 KDK

TO DIRECTOR ERICK MORTON

FROM NEW ORLEANS 44-NEW/ 3P

UNSUBS; MISSISSIPPI HIGHWAY SAFETY PATROL, CANTON,
MISSISSIPPI, JULY FIFTEEN LAST., ERIC MORTON, STEVE SMITH,
ROBERT ELLIS, MELVIN MAC DONALD DASH VICTIMS, VOTER
INTIMIDATION MATTER DASH CIVIL RIGHTS.

AT ELEVEN FIFTY PM JULY FIFTEEN LAST MR. SHERWIN KAPLAN,
COUNCIL OF FEDERATED ORGANIZATIONS member, Council of Federated Organizations
COFO, JACKSON, MISS., ADVISED THAT VICTIMS MORTON, WHITE

MALE, AGE TWENTY TWO, SMITH, WHITE MALE, AGE TWENTY TWO,
ELLIS, NEGRO MALE, AGE FIFTEEN AND MAC DONALD, NEGRO MALE,
AGE FIFTEEN, CIVIL RIGHTS WORKERS, DEPARTED JACKSON AT
NINE FIFTEEN PM, JULY FIFTEEN LAST ENROUTE TO CANTON, MISS.
AND VOTER REGISTRATION FORMS WERE IN TRUCK USED BY VICTIMS.
NEAR CITY LIMITS OF JACKSON VICTIMS WERE STOPPED BY JACKSON
Police Department
PD OFFICER, NAME UNKNOWN, WHO INQUIRED AS TO BUSINESS OF
VICTIMS AND ADVISED VICTIMS TO PROCEED. AT NINE THIRTY PM

END PAGE ONE

REC-13 MCT-16

10 JUL 17 1964

60 JUL 22 1964

cc: Mc Donough TFX WH folder

Mr. Tolson
Mr. Belmont
Mr. Mohr
Mr. Casper
Mr. Callahan
Mr. Conrad
Mr. DeLoach
Mr. Evans
Mr. Gale
Mr. Rosen
Mr. Sullivan
Mr. Tavel
Mr. Trotter
Tele. Room
Miss Holmes
Miss Gandy

Complainant

PAGE TWO

VICTIMS IN TRUCK DEPARTED CITY LIMITS OF JACKSON AND ARRIVED ON OUT SKIRTS OF CANTON, MISS. AT TEN THIRTY PM, JULY FIFTEEN LAST WHERE THEY WERE STOPPED BY A MISS. HIGHWAY SAFETY PATROLMAN. SUBSEQUENTLY THREE MORE PATROLMEN ARRIVED, ALL UNIDENTIFIED. ACCORDING TO KAPLAN VICTIM MAC DONALD ADVISED HIM THAT ELLIS AND MAC DONALD WERE PULLED OUT OF THE TRUCK BY A MISS. HIGHWAY PATROLMAN AND TOLD TO WALK HOME. SMITH WAS TAKEN INTO A VEHICLE OF THE HIGHWAY PATROL AND LAID FLAT ON BACK SEAT AND A MISS. HIGHWAY PATROLMAN WAS OBSERVED BENT OVER HIM. A FEW SECONDS LATER MAC DONALD OBSERVED SMITH-S HAIR DISORDERED. MAC DONALD THINKS SMITH WAS TAKING A BEATING BUT HAS NO EVIDENCE TO SUPPORT THIS. MAC DONALD WAS APPROXIMATELY TEN FEET FROM VEHICLE OF MISS. HIGHWAY PATROLMAN AND DID NOT HEAR ANY NOISES NOR DID HE WITNESS ANY BEATINGS. ELLIS AND MAC DONALD DEPARTED ON FOOT FOR JACKSON AND AFTER WALKING THREE OR FOUR MILES THEY CAUGHT A RIDE INTO JACKSON. AT ELEVEN PM, JULY FIFTEEN LAST KAPLAN CALLED MADISON COUNTY JAIL IN CANTON, MISS. AND SPOKE TO A MRS. THOMPSON /PHONETIC/, JAILER-S WIFE AND CONFIRMED THE

END PAGE TWO

PAGE THREE

FACT THAT MORTON AND SMITH ARE PRESENTLY INCARCERATED IN
THAT JAIL. ACCORDING TOMRS. THOMPSON, MORTON IS CHARGED
WITH INTERFERRING WITH AN OFFICER AND RESISTING ARREST.
SMITH IS CHARGED WITH RESISTING ARREST AND REFUSING TO SHOW
DRIVERS LICENSE. KAPLAN STATED MRS. THOMPSON SAID NO BAIL
HAS BEEN SET AND WOULD NOT BE SET UNTIL THE MORNING OF JULY
SIXTEEN INSTANT. KAPLAN TELEPHONICALLY CONTACTED JUDGE
LEROY HAWKINS, MADISON COUNTY, CANTON, MISS., WHO STATED
MORTON AND SMITH ARE TO APPEAR IN COURT BEFORE HIM ON
MORNING OF JULY SIXTEEN. INVESTIGATION BEING CONDUCTED.

END

WA JMS

FBI WASH DC

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FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JUL 18 1964

TELETYPE

Mr. Tolson	_____
Mr. Belmont	_____
Mr. Mohr	_____
Mr. Casper	_____
Mr. Callahan	_____
Mr. Conrad	_____
Mr. DeLoach	_____
Mr. Evans	_____
Mr. Gale	_____
Mr. Rosen	_____
Mr. Sullivan	_____
Mr. Tavel	_____
Mr. Trotter	_____
Tele. Room	_____
Miss Holmes	_____
Miss Gandy	_____

FBI WASH DC

7-14 PM CST URGENT 7-18-64 WSW

TO DIRECTOR

FROM NEW ORLEANS /44-53/

CARL HOLLEY, DEPUTY SHERIFF, MADISON COUNTY, MISSISSIPPI,

[REDACTED], DEPUTY SHERIFF, MADISON COUNTY, MISSISSIPPI,

[REDACTED], MISSISSIPPI HIGHWAY SAFETY PATROL OFFICER,

UNKNOWN SUBJECT, STEPHEN LYNN SMITH, RUFUS ERIC MORTON,

ROBERT JOE ELLIS, MELVIN ROY MC DAVIS DASH VICTIMS. CIVIL RIGHTS.

TITLE CHANGED TO SHOW NAMES OF POLICE OFFICERS AND
COMPLETE NAMES OF VICTIMS. TITLE PREVIOUSLY
CARRIED AS IN REFERENCE.

RE BUREAU TELETYPE JULY SIXTEEN, SIXTYFOUR, ENTITLED
UNSUBS; OFFICERS, JACKSON, MISS., PD; OFFICERS, MISS.
HIGHWAY SAFETY PATROL; OFFICERS, CANTON, MISS., PD; ERICK
MORTON, SPTEPHEN SMITH, ET AL. DASH VICTIM. CR.

VICTIMS, ALL VOLUNTEER COFO WORKERS, JACKSON, MISSISSIPPI,
FURNISHED SIGNED STATEMENTS. VICTIMS ALLEGE THEY LEFT JACKSON
NIGHT OF JULY FIFTEEN, LAST, IN RENTED TRUCK BOUND FOR GREEN-
ENF OF PAGE ONE

25 JUL 20 1964

720
70 JUL 24 1964

cc - Mc Elwough

6-80

PAGE TWO

WOOD, MISSISSIPPI, CARRYING LOAD OF VOTER REGISTRATION FORMS, CLOTHING AND BOOKS. JACKSON POLICE DEPARTMENT TICKETED DRIVER, SMITH, WHITE, FOR NOT HAVING COMMERCIAL LICENSE. VICTIMS CONTINUED, BUT WERE STOPPED BY AN OFFICER FOR SPEEDING, WHO APPARENTLY IS [REDACTED] AS [REDACTED] LATER SIGNED AFFIDAVIT AGAINST SMITH. HIGHWAY PATROLMAN [REDACTED] [REDACTED] ARRIVED AT SCENE AS DID TWO OTHER OFFICERS, ONE OF WHOM BELIEVED TO BE CARL HOLLEY AS HE LATER SIGNED COMPLAINT AGAINST VICTIM MORTON. WHEN [REDACTED] LEFT SCENE ONE OF OFFICERS PRESENT PUT SMITH IN HIGHWAY PATROL CAR AND PISTOL WHIPPED HIM ABOUT HEAD, BACK AND LEG. VICTIMS ELLIS, SIXTEEN YEARS, MC DAVIS, FIFTEEN YEARS, BOTH NEGROES, THEN WENT HOME ON FOOT. ONE OF OFFICERS THEN KNOCKED DOWN MORTON, NEGRO, TWICE, WHEN MORTON REFUSED TO LEAVE AND INSISTED UPON BEING ARRESTED WITH SMITH. SMITH AND MORTON THEREAFTER PLACED IN MADISON COUNTY JAIL. SMITH REFUSED MEDICAL ATTENTION UPON ARRIVAL AT JAIL BUT WAS TREATED BY DOCTOR AT JAIL NEXT MORNING. SMITH HAS

END OF PAGE TWO

PAGE THREE

VISIBLE CUTS ON HEAD AND ABOUT SIX NICKS ON SWOLLEN LEFT HAND. SMITH AND MORTON APPEARED BEFORE JUSTICE OF THE PEACE, MADISON, JULY SEVENTEEN, SIXTY FOUR, WHERE HOLLEY SIGNED AFFIDAVIT AGAINST MORTON CHARGING HIM WITH WILLFULLY AND UNLAWFULLY INTERFERRING WITH AN OFFICER AT THE TIME OF MAKING ARREST AND ALSO WITH UNLAWFULLY AND WILLFULLY RESISTING ARREST BY REFUSING TO GO WITH OFFICER. FILED AFFIDAVIT CHARGING SMITH WITH WILLFULLY AND UNLAWFULLY DRIVING A MOTOR VEHICLE IN A DANGEROUS AND RECKLESS MANNER AND WITH RESISTING ARREST BY REFUSING TO GO WITH OFFICER. SMITH AND MORTON RELEASED ON ONE HUNDRED FIFTY DOLLAR BAIL EACH, EVENING OF JULY SIXTEEN, SIXTY FOUR. PHOTOGRAPHS OF BOTH THESE VICTIMS OBTAINED. MC DAVIS CLAIMED UNIDENTIFIED OFFICER STOOD ON HIS FOOT AND THREATENED HIM. ELLIS CLAIMED HE WAS THREATENED BY UNIDENTIFIED OFFICER BUT NOT MALTREATED. SHERIFF JACK S. CAUTHEN, MADISON COUNTY SHERIFF ADVISED OF INVESTIGATION AS WAS C. A. MARX, ADMINISTRATIVE ASSISTANT

END OF PAGE THREE

PAGE FOUR

TO T. B. BIRDSONG, COMMISSIONER OF PUBLIC SAFETY, MISSISSIPPI
HIGHWAY SAFETY PATROL, WHO ADVISED HE WOULD INFORM BIRDSONG
AND THE GOVERNOR.

BUREAU IS REQUESTED TO INFORM DEPARTMENT OF THE ABOVE
AND ADVISE NEW ORLEANS AS TO WHAT FURTHER INVESTIGATION MAY
BE DESIRED.

END AND ACK PLS

WA JRL

FBI WASH DC

P

FBI NEW ORLS

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JUL 19 1964

TELETYPE

FBI WASH DC

1008AM URGENT 7/19/64 ELR

TO NEW ORLEANS

FROM DIRECTOR 1P

CARL HOLLEY, DEPUTY SHERIFF, MADISON COUNTY, MISSISSIPPI, ET AL.;
STEPHEN LYNN SMITH, ET AL. DASH VICTIMS; CIVIL RIGHTS.

REURTEL JULY EIGHTEEN LAST.

NO FURTHER INVESTIGATION NECESSARY AT THIS TIME. SUREP
IMMEDIATELY.

END

FBI NEW ORLS

PLS ACK FOR MSG

NO TJB

FBI NEW ORLS

RE
JULY 19, 1964

PLAIN TEXT

TELETYPE

URGENT

2 - Mr. Kieffer

TO SAC NEW ORLEANS
FROM DIRECTOR FBI

5
10

CARL HOLLEY, DEPUTY SHERIFF, MADISON COUNTY, MISSISSIPPI, ET AL.;
STEPHEN LYNN SMITH, ET AL. DASH VICTIMS; CIVIL RIGHTS.
REURTEL JULY EIGHTEEN LAST.

NO FURTHER INVESTIGATION NECESSARY AT THIS TIME. SUREP

ST.
IMMEDIATELY

EFK:cjr
(4)

NOTE:

Information in New Orleans teletype of 7-18-64 was telephonically furnished to Supervisor E. J. McDonough at 9:10 a.m. and to Department Attorney David Owen at 9:17 a.m., 7-19-64, by Supervisor E. F. Kieffer. Mr. Owen advised further investigation not necessary at this time.

Tolson _____
Belmont _____
Mohr _____
Casper _____
Callahan _____
Conrad _____
DeLoach _____
Evans _____
Gale _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JUL 19 1964

TELETYPE

70 JUL 24 1964
720

MAIL ROOM ☐ TELETYPE UNIT ☐

REC-112 44-25956-4

19 JUL 20 1964

10:08 AM

7/14/64 7:46

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JUL 16 1964

TELETYPE

Mr. Tolson	
Mr. Belmont	
Mr. Mohr	
Mr. Casper	
Mr. Callahan	
Mr. Conrad	
Mr. DeLoach	
Mr. Evans	
Mr. Gale	
Mr. Rosen	
Mr. Sullivan	
Mr. Tavel	
Mr. Trotter	
Tele. Room	
Miss Holmes	
Miss Gandy	

me [signature]

JAF 7
10

me [signature]

FBI-NEW-ORLS

4-20PM CST URGENT 7/16/64 DAW

TO: DIRECTOR

FROM: NEW ORLEANS

UNSUBS; OFFICERS, JACKSON, MISS., PD; OFFICERS, MISS.
HIGHWAY SAFETY PATROL; OFFICERS, CANTON, MISS., PD; ERICK
MORTON, STEPHEN SMITH, ET AL. DASH VICTIMS, CR.

REBUTEL JULY SIXTEEN INSTANT.

BUREAU PLEASE REFER TO NEW ORLEANS TELETYPE DATED JULY
SIXTEEN INSTANT CAPTIONED QUOTE UNSUBS; MISSISSIPPI HIGHWAY
SAFETY PATROL, CANTON, MISSISSIPPI, JULY FIFTEEN LAST., ERIC
MORTON, STEVE SMITH, ROBERT ELLIS, MELVIN MAC DONALD DASH
VICTIMS, VOTER INTIMIDATION MATTER DASH CIVIL RIGHTS, UNQUOTE.

END AND ACK PLS

WA HOLD FOR SECOND MESSAGE PLEASE

FBI WASH DC

REC-6

44-25956-5

25 JUL 21 1964

56 JUL 27 1964

cc me [signature] 6- [signature]

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION
JUL 20 1964
TELETYPE

FBI-NEW-ORLS

FBI WASH DC

HOLD THREE URGENT 7/20/64 NHH 8-44 PM
TO NEW ORLEANS
FROM DIRECTOR 1 P

CARL HOLLEY; STEPHEN LYNN SMITH, ET AL. DASH VICTIM; CIVIL RIGHTS.
REURTEL JULY EIGHTEEN LAST.

DEPARTMENT HAS RE-EVALUATED THIS MATTER AND REQUESTS YOU CONDUCT
PRELIMINARY INVESTIGATION OF ALLEGED POLICE BRUTALITY. THIS
SHOULD INCLUDE BUT NEED NOT BE LIMITED TO INTERVIEWS OF THE SUBJECTS
IF THEY MAKE THEMSELVES AVAILABLE FOR INTERVIEW, ANY WITNESSES, AND
A DOCTOR ANDERSON, NEGRO, WHO REPORTEDLY TREATED THE VICTIMS. ADVISE
APPROPRIATE OFFICIALS AND OTHERS CONTACTED THAT THIS INVESTIGATION
IS BEING CONDUCTED AT THE SPECIFIC REQUEST OF MR. BURKE MARSHALL,
AAG, CRD, USDJ. HANDLE PURSUANT TO M OF I, SECTION TWENTY SEVEN.
SUREP BY JULY TWENTY SEVEN NEXT.
END HOLD NO

7/20/64

PLAIN TEXT

1 - Mr. McDonough

TELETYPE

URGENT

TO SAC NEW ORLEANS
FROM DIRECTOR, FBI

CARL HOLLEY; STEPHEN LYNN SMITH, ET AL. DASH VICTIM; CIVIL RIGHTS.

REURTEL JULY EIGHTEEN LAST.

DEPARTMENT HAS RE-EVALUATED THIS MATTER AND REQUESTS YOU CONDUCT PRELIMINARY INVESTIGATION OF ALLEGED POLICE BRUTALITY. THIS SHOULD INCLUDE BUT NEED NOT BE LIMITED TO INTERVIEWS OF THE SUBJECTS IF THEY MAKE THEMSELVES AVAILABLE FOR INTERVIEW, ANY WITNESSES, AND A DOCTOR ANDERSON, NEGRO, WHO REPORTEDLY TREATED THE VICTIMS. ADVISE APPROPRIATE OFFICIALS AND OTHERS CONTACTED THAT THIS INVESTIGATION IS BEING CONDUCTED AT THE SPECIFIC REQUEST OF MR. BURKE MARSHALL, AAG, CRD, USDJ. HANDLE PURSUANT TO M OF I, SECTION TWENTY SEVEN. SUREP BY JULY TWENTY SEVEN NEXT.

EJM/bec
(3)

REC-35

44-25956-6
19 JUL 21 1964

NOTE:

Department previously requested that we interview victims and determine nature and disposition of charges in connection with allegations that two of the victims were beaten in the Canton, Miss., Jail. Interview of victims indicates that one victim reportedly was pistol whipped by an officer who may have been a Mississippi Safety Highway Patrolman and the other victim was knocked down by one of the officers (unidentified) when he refused to leave and insisted upon being arrested with the first victim.

Tolson _____
Belmont _____
Mohr _____
Casper _____
Callahan _____
Conrad _____
DeLoach _____
Evans _____
Gale _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

178
44 JUL 27 1964
SEE NOTE PAGE TWO

MAIL ROOM ☐ TELETYPE UNIT ☒

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JUL 20 1964
TELETYPE

NOTE: Cont.

PD records reflected that victims charged with interfering and resisting an officer at the time of arrest and they were released on \$150 bail each, 7/16/64.

DROWN, ORD requested PI 7/20/64

- 2 -

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATIONS SECTION

JUL 20 1964

TELETYPE

844
RP

Memorandum

TO : Director
Federal Bureau of Investigation

DATE:

JUL 16 1964

BM:RTM:bjk

144-41-NEW

FROM : Burke Marshall
Assistant Attorney General
Civil Rights Division

SUBJECT: ~~Eric Morton, Steven Smith, et al, Victims~~
~~Summary Punishment~~
~~CIVIL RIGHTS~~

CARL HOLLEY et al
Mississippi Highway Patrol, Subject

aka STEPHEN LYNN SMITH

This will confirm the telephone conversation between D. Robert Owen of this office and Ed McDonough of your bureau.

The following information was received by telephone from Mr. James Foreman and Mr. Ed Rude of SNCC in Greenwood, Mississippi.

Two summer volunteer civil rights workers, Eric Morton and Steven Smith, and two Negro civil rights workers, Melvin McDavia and Robert Ellis, both 15 years old, left Jackson at about 10 o'clock p.m., July 15, in a Hertz-rented body and cab truck carrying 1/2 ton of freedom democratic registration form and pamphlets and headed on U. S. 51 for Greenwood, Mississippi. Just outside of Jackson the truck was stopped by Jackson police officers and the two white boys were given warnings about working with Negroes and told that they should return to their homes. They were then released and continued on their way toward Greenwood.

Just before arriving at Canton, Mississippi, they were stopped by a Mississippi Highway Safety Patrol car, which was soon joined by three additional Mississippi Highway Safety Patrol cars.

They were all required to get out of the truck. Melvin Mac Davia, one of the Negro youths, is reported to have seen Steven Smith pushed face down on to the seat of one of the Highway patrol cars with a Highway Patrolman over him. At this point, the two Negro boys were then told to leave the scene and they proceeded to walk ten miles back toward Jackson.

MCT-13

REQ 98

74 JUL 28 1964

The two white boys, Morton and Smith were then arrested; Eric Morton being charged with interfering with an officer and resisting arrest and Steven Smith with resisting arrest and refusing to show a drivers license, and taken to the Madison County Jail.

This morning Eric Morton called the COFO office in Jackson from the Madison County Jail and is reported to have said that he and Smith were both pistol whipped and beaten by the Highway Patrolman. Ed Rude advised that the Jackson office of COFO had the badge numbers of the Highway Patrolmen involved.

Ed Rude called the Madison County jail from Greenwood and was told by Mrs. Thompson, the Madison county jailer's wife, that she could not speak with him at the time because there was a doctor at the jail examining some prisoners. When Rude inquired if the prisoners being examined were the Civil Rights workers that were arrested the night before, Mrs. Thompson replied that they were not but that they were two other prisoners at the jail being examined.

Interview the victims today and determine the charges against them. The victims should be photographed.

Report to us immediately upon completion of the interviews in order that we may determine what additional investigation should be made.

7/24/64

Airtel

1 - Mr. McDonough

To: SAC, New Orleans

From: Director, FBI

UNKNOWN SUBJECTS;
ERICK MORTON, STEPHEN SMITH,
ET AL. - VICTIMS
CIVIL RIGHTS

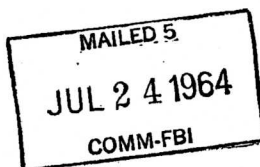
7A { 7
10

Reurtele 7/16/64.

Advise status and when report will be submitted if
not already done.

EJM/cac
(4) *cac*

[Handwritten signature]



REC-107

44-25956 8

JUL 24 1964

Tolson _____
Belmont _____
Mohr _____
Casper _____
Callahan _____
Conrad _____
DeLoach _____
Evans _____
Gale _____
Rosen _____
Sullivan _____
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Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

[Handwritten signature]

64 JUL 29 1964 F-33

MAIL ROOM ☒ TELETYPE UNIT ☐

F B I

Date: 7/28/64

Transmit the following in _____
(Type in plain text or code)Via Airtel Air Mail
(Priority or Method of Mailing)

To: Director, FBI
From: SAC, New Orleans (44-2280) (C)

UNKNOWN SUBJECTS;
ERICK MORTON; STEPHEN SMITH,
ET AL - VICTIMS
CIVIL RIGHTS

Re Bureau airtel 7/24/64.

Report in dictation and will reach Bureau by 7/30/64.

③ - Bureau
1 - New Orleans
DCS:mam
(4)

E. G. Wick

U.S. DEPT. OF JUSTICE
F.B.I.

JUL 30 1 45 PM '64

RECEIVED
FBI NEW ORLEANS
JUL 30 1964

REC- 96

JUL 30 1964

Approved: 363

Special Agent in Charge

Sent _____ M Per _____

69 AUG 6 1964

FBI

Date: 7/22/64

Transmit the following in _____
(Type in plain text or code)Via AIRTEL _____
(Priority)TO: DIRECTOR, FBI
ATTENTION: MECHANICAL SECTION

FROM: SAC, NEW ORLEANS (44-2280) (P)

Hlr
 CARL HOLLEY, DEPUTY SHERIFF, MADISON COUNTY, MISSISSIPPI;
 FOIA(b)(7) - (C), DEPUTY SHERIFF, MADISON COUNTY, MISSISSIPPI;
 MISSISSIPPI HIGHWAY SAFETY PATROL OFFICER;
 UNSUB; STEPHEN LYNN SMITH; RUFUS ERIC MORTON; ROBERT JOE
 ELLIS; MELVIN ROY MC DAVIS - VICTIMS;
 CIVIL RIGHTS

Re New Orleans teletype to Bureau dated 7/18/64.

Enclosed herewith is one Tri-X film pack containing exposures of victim SMITH. Also enclosed is one roll of Kodak Ektacolor Professional Type S with 8 exposures of victims SMITH and MORTON.

The Mechanical Section is requested to process this film and make four prints, retaining two prints to the New Orleans Office for its files.

Photographs were taken by SA GEORGE DARLEY KEITH on 7/17/64, at Jackson, Miss.

ENCLOSURE

- ③ - BUREAU (Encls. 2) (RM ENCLOSURE BEHIND FILE)
 2 - NEW ORLEANS

GDK/dmm
(5)

2 sets of b & w
 color photos and
 b & w negatives

16 JUL 23 1964

RECEIVED

DEVELOPED

PRINTED

ENLARGEMENTS

COPIED

INSPECTED

RECEIVED

THREE
SIX

Approved: _____ Sent _____ M Per _____

Special Agent in Charge

2552

7/30/64

Airtel

REC- 95

1 - Mr. McDonough

To: SAC, New Orleans (44-2280)

From: Director, FBI 44-25956-10

CARL HOLLEY, DEPUTY SHERIFF, MADISON COUNTY,
MISSISSIPPI; ET AL
STEPHEN LYNN SMITH, ET AL; - VICTIMS
CIVIL RIGHTS

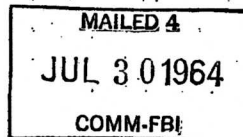
Reurairtel 7/22/64.

Enclosed are two copies each of three black and white photographs of the victim and two copies each of seven color photographs of the victim. One copy of each photograph should be forwarded to the appropriate USA. Also enclosed are the black and white negatives which are to be retained in your file.

One set of photographs has been forwarded to the Civil Rights Division and one set along with the color negatives have been retained in Bureau file.

Enclosures (20)

EJM/pab
(4)



Tolson _____
Belmont _____
Mohr _____
Casper _____
Callahan _____
Conrad _____
DeLoach _____
Evans _____
Gale _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

6/ AUG 7 1964

TELETYPE UNIT ☐

p-5

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE NEW ORLEANS	OFFICE OF ORIGIN NEW ORLEANS	DATE 7/30/64	INVESTIGATIVE PERIOD 7/16 - 21/64
TITLE OF CASE CARL HOLLEY, Deputy Sheriff, Madison County, Mississippi; FOIA(b)(7) - (C), Deputy Sheriff, Madison County, Mississippi; FOIA(b)(7) - (C), Officer, Mississippi Highway Safety Patrol; UNSUB; STEPHEN LYNN		REPORT MADE BY SA ROBERT A. BERMINGHAM	TYPED BY lyc;lrs
		CHARACTER OF CASE CR	
SMITH; RUFUS ERIC; MORTON; ROBERT JOE; ELLIS; MELVIN ROY; MC DAVIS - VICTIMS			

REFERENCES:

New Orleans teletype, 7/16/64, captioned "UNSUBS; Mississippi Highway Safety Patrol, Canton, Mississippi, 7/15/64; ERIC MORTON, STEVE SMITH, ROBERT ELLIS, MELVIN MAC DONALD - VICTIMS, VOTER INTIMIDATION MATTER - CR".

Bureau teletype, 7/16/64, entitled "UNSUBS; Officers, Jackson, Mississippi Police Department; Officers, Mississippi Highway Safety Patrol; Officers, Canton, Mississippi Police Department; ERIC MORTON, STEPHEN SMITH, ETAL - VICTIMS, CR".

New Orleans teletype, 7/16/64, captioned as above Bureau teletype.

New Orleans teletype, 7/18/64, captioned as this report.

New Orleans airtel dated 7/22/64.

Bureau teletype, 7/20/64, to New Orleans.

APPROVED
COPIES MADE:

SPECIAL AGENT
IN CHARGE

DO NOT WRITE IN SPACES BELOW

- 2-Bureau
1-USA, Jackson
2-New Orleans (44-2280)

44-25956-11 REC 14

6 AUG 3 1964

DISSEMINATION RECORD OF ATTACHED REPORT

AGENCY.....	1cc CRD
REQUEST RECD.....	
DATE FWD.....	8-5-64
HOW FWD.....	6-94-C
BY.....	JTS/cac

NOTATIONS

REC'D - CIA HIGH

69 AUG 12 1964

U.S. GOVERNMENT PRINTING OFFICE 16-76324-1

NW#: 12790

DocId: 59168854

NO 44-2280

LEADS:

NEW ORLEANS DIVISION:

AT JACKSON, MISSISSIPPI

Will contact United States Attorney, Jackson, for opinion as to prosecutive merits after he has had an opportunity to review instant report.

ADMINISTRATIVE:

Persons contacted in this matter were advised that this investigation is being conducted at the request of Assistant Attorney General BURKE MARSHALL, Civil Rights Division, U. S. Department of Justice.

B*
COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to: U. S. ATTORNEY, JACKSON, MISSISSIPPI

Report of: SA ROBERT A. BERMINGHAM
Date: 7/30/64

Office: NEW ORLEANS

Field Office File No.: 44-2280

Bureau File No.:

Title: CARL HOLLEY, Deputy Sheriff, Madison County, Mississippi;
FOIA(b)(7) - (C) Deputy Sheriff, Madison County, Mississippi;
Officer, Mississippi Highway Safety Patrol;
UNSUB;
STEPHEN LYNN SMITH, RUFUS ERIC MORTON, ROBERT JOE ELLIS,
Character: MELVIN ROY MC DAVIS - VICTIMS
CIVIL RIGHTS

Synopsis: Victims, all voluntary workers of Council of Federated Organizations (COFO), Jackson, Miss., state stopped by unidentified officers while driving rented COFO truck carrying voter registration forms and other material, outside Canton, Madison Co., Miss. on night of 7/15/64. Victim SMITH states one officer beat him with pistol on head, shoulder, leg, hand, and with flashlight on face in car of FOIA(b)(7) - (C) Miss. Highway Safety Patrol officer. Victim MORTON states he saw officer beat SMITH and that same officer kicked him. MORTON further states another officer hit him with fist and gun 5 or 6 times. Victim MC DAVIS saw officer striking SMITH. Victims SMITH, MORTON and MC DAVIS claim an officer stepped on their feet and shouldered them. Victim ELLIS states he was threatened but not harmed. SMITH and MORTON lodged Madison Co. Jail, Canton, night of 7/15/64. SMITH declined medical treatment that night but was treated by doctor next day at jail. SMITH charged with reckless driving and resisting arrest by Deputy [redacted], Madison Co. SO. MORTON charged with interfering with an arrest and with resisting arrest by Deputy C. HOLLEY. Both released on \$150 bail each and hearing set for 7/27/64. HOLLEY and [redacted] declined to be interviewed.

-p-

NO 44-2280

DETAILS:

This is a preliminary investigation. *complainant*

This investigation was predicated upon information received by the Bureau from the Department of Justice on July 16, 1964, to the effect that JAMES FORMAN, Student Non-Violent Coordinating Committee, Greenwood, Mississippi, had reported that a truck carrying four Civil Rights workers had been stopped outside of Canton, Mississippi and two of the occupants beaten by police and arrested. The Department requested that the victims be interviewed, that the nature of charges and disposition be ascertained, names of arresting officers be ascertained and photographs of victims be taken if appropriate.

AT CANTON, MISSISSIPPI

Mrs. LLOYD THOMPSON, wife of jailer, Madison County Jail, Canton, Mississippi, advised SAs ROBERT A. BIRMINGHAM and GEORGE DARLEY KEITH on July 16, 1964 that she would not permit prisoners STEPHEN L. SMITH or RUFUS E. MORTON to be interviewed by anyone without the permission of Sheriff JACK S. CAUTHEN.

Deputy Sheriff JAMES C. SCHAUERS, Madison County Sheriff's Office, advised SAs BIRMINGHAM and KEITH at 3 p.m. on July 16, 1964, that Sheriff CAUTHEN was not then available as he was out of the office and could not be reached. At 4 p.m., SCHAUERS advised he had been unable to contact Sheriff CAUTHEN and doubted that he would return to the office that day as he had been working in the northeast section of the county. SCHAUERS stated that only Sheriff CAUTHEN could give permission for prisoners SMITH and MORTON to be interviewed. SCHAUERS mentioned that he was trying to contact COFO in order to have them take possession of the truck SMITH had been driving when arrested on July 15, 1964.

FEDERAL BUREAU OF INVESTIGATION

Date 7/29/64

1.

The following statement was furnished by MELVIN ROY MC DAVIS:

"7/16/64
Jackson, Miss.

"I, Melvin Roy McDavis, voluntarily give the following statement to Robert A. Birmingham and George Darley Keith who have identified themselves to me as Special Agents of the Federal Bureau of Investigation.

FOIA(b) (6)

"I was born on [] in Rankin County, Mississippi. I live at 1613 Hill St., Jackson, Miss., FL 5-3369. I am a volunteer member of the Council of Federated Organizations in Jackson and am in the ninth grade of school.

"On Monday, July 15, 1964, I left Jackson in a truck headed for Canton, Miss. Steve Smith, a white boy was driving, Robert Ellis, a colored boy was sitting on the front seat in the middle and Eric Norton, a colored man, was sitting in the front by the door. I was sitting in the back. We started out from the COFO warehouse on South St. at about 7:30 PM, checked in at COFO Headquarters on Lynch St. until about 8 PM when we left for Canton. The truck was carrying boxes of shoes, clothes and freedom school books. We intended to drop the shoes at Canton. The rest of the load was for Greenwood, Miss.

"At about 8:30 PM we were stopped by a patrol wagon of the Jackson Police Department near the University Hospital on Route 51. Two officers were in the wagon and after examining the driver's license of Steve Smith they told him it was not valid and told him to return to Jackson, and not proceed to Canton. They gave Smith a ticket.

On 7/16/64 at Jackson, Mississippi File # NO 44-2280

by SAs ROBERT A. BIRMINGHAM & GEORGE DARLEY KEITH 7/19/64
/lyc

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

3

"After the police left, we proceeded to Canton. As we approached Canton on Highway 51, near the last bridge on the way to Canton, a highway patrol car of the Mississippi Highway Safety Patrol (MHP), which was white in color, pulled alongside of us, honked the horn, then sounded the siren and motioned us to stop. We stopped and Steve Smith got out. The police officer had a woman in the car but he was in uniform, namely a white shirt, red emblem on left shoulder, a gold round badge on his shirt, and gold emblem on his cap. He was a white male, about 50 years of age, and about 6 feet tall, weighing about 200 pounds. This was about 10PM. The officer asked for Smith's driver's license and when Smith gave it to him, he asked if Smith had a ticket. Smith admitted he got a ticket in Jackson. At that point another car, which appeared to be a MHP car, drove up. Two men were in this car. One had a grey uniform on with a red stripe down the leg. He was a white male, about 25 years of age, about 6' tall, weighing about 150, with slim build. The other man was wearing a sports shirt and khaki colored pants. He had a white handled small gun in a holster on his side. He was a white male, grey hair, about 50, 5'7", 150 lbs. These two men addressed the first officer as captain and asked what happened. The captain said that we had been speeding and claimed that Steve had tried to speed off when he had signaled him to stop. These second two then looked around the truck and into some of the boxes. Eric had gotten out of the truck when Steve had gotten out. The man in the uniform asked Robert, who was still in the truck, to get out after asking Robert if he ever 'had anything from a woman' and 'other nasty questions.' He told Robert that he didn't want to have to 'punch his eyes out' and stated 'a lot of bodies are dragged out of the Mississippi River every day.' At about this time a car drove up. It had two spotlights, one on either side, Mississippi maps on both sides, and was white in color. A white male, about 29 years of age, about 6', 250 pounds, obese build, wearing civilian clothes, but with a gun stuck in his back pocket and carrying a big flashlight, got out of this car. He had black hair. He told me to get out and he pushed me as I was getting down from the truck and caused me to stumble.

"They then lined us all up in a line. The captain had left before the fourth car arrived. The man in civilian clothes, from the second car, told us to take our hats off and to respect him as he was getting old. The one in the grey suit stepped on my foot and pressed on it for about a minute. The men then conferred in a group, and one of them claimed he smelled beer. The one from the second car who was not in uniform then suggested putting us all in a car one at a time, so as to tell who had been drinking. They all put Steve in the back of the second car. The last man got in back with Steve and the other two got in the front. They shut the doors and the windows where closed. After about 5 minutes, a car with an off-duty highway patrolman in it stopped. I could see by the lights of this car the figure of the fourth officer, the fat one, in the back of the car with Steve. Steve had his hands covering his head and was leaning forward and his hair was ruffled. The officer in the back with him had his right hand raised as if to strike Steve on the head. It looked to me as if he had something shiny in his hand. I was then standing about 13 feet away. The off-duty officer then got out of his car and all of the officers got out of the car but I could not see Smith. He must have been laying down. The off-duty officer had his grey uniform pants on and was wearing a gun. He was driving a white Pontiac and it had a long whip antenna. He asked what happened and he addressed the man in civilian clothes from the second car as 'Captain.' When the officers told him we had been speeding he left.

"The fat one from the third car questioned me and told me and Robert Ellis to walk back to Jackson. We left running. Eric was still standing when we left and they started questioning Eric.

"I am about 5'2, weigh 115, have black hair, brown eyes and a medium brown complexion. I was

NO 44-2280
4

raised by my grandmother, ELIZA JACKSON, 1918 Cox St., Jackson but I expect to join my mother in California soon. I plan to leave Mississippi on July 20, 1964.

"I have read this seven page statement. It is true and correct. I sign this Tolunlarly. I initialed each and correction.

"/s/ Melvin Roy McDavis

"Witnessed:

/s/ Robert A. Bermingham, Special Agent, FBI, Jackson, Miss.
/s/ George Darley Keith, Special Agent, FBI, Jackson, Miss. 7/16/64"

MC DAVIS then furnished the following additional information concerning himself:

Name	MELVIN ROY MC DAVIS
Sex	Male
Race	Negro
Age	Born FOIA(b) (6)
	Rankin County, Mississippi
Height	5'5"
Weight	135 pounds
Hair	Black
Eyes	Brown
Complexion	Dark
Occupation	Student in 9th grade
Residence	1613 Hill Street Jackson, Mississippi

1

FEDERAL BUREAU OF INVESTIGATION

Date July 30, 1964

The following statement was obtained from STEPHEN LYNN SMITH:

"July 17, 1964
Jackson, Mississippi

"I, Stephen Lynn Smith, voluntarily furnish the following statement to Robert A. Bermingham and George Darley Keith, who have identified themselves to me as Special Agents of the Federal Bureau of Investigation.

"On Wednesday 7/15/64 evening at about 8:15 p I left Council of Federated Organizations (COFO) headquarters on Lynch St., Jackson, Miss., driving a truck rented by COFO which was loaded with boxes containing voter registration forms, COFO material relating to voter education and registration, as well as pamphlets concerning voting rights. I was driving, Eric Morton was sitting by the window and a young colored boy named Robert Ellis was sitting between us. We were all volunteers working for COFO and intrusted to drive this material to Greenwood and Greenville, Mississippi. The truck was $\frac{1}{2}$ ton pick-up, a 1963 Chevrolet. Another young colored boy was riding in the back of the truck.

"As we got on highway 55 on the outskirts of Jackson, we were stopped by two officers of the Jackson Police Department who were in a patrol wagon. They asked for my license and then gave me a ticket claiming I needed a commercial license to drive a truck. They asked where we were going and what we were carrying and I told them we were taking books and clothes to Canton. I told them my address was the COFO office in Jackson. They were generally insulting and indicated they thought I was sleeping with negroe girls.

On 7/17/64 at Jackson, Mississippi File # NO 44-2280

by SAs ROBERT A. BERMINGHAM and
GEORGE DARLEY KEITH/mea Date dictated 7/19/64

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

NO 44-2280
RAB/mea

"When they were out of sight, I resumed the trip on highway 55 toward Canton. After travelling about 2 miles I saw a 1959 Chevie stop next to a truck load of white boys. When then locked the windows and doors. After about another mile I noticed a car coming up behind. He blinked his lights in an effort to pass but I kept my speed up so he could not pass. I speeded up to about 65 or 70. After a mile or two of this, I noticed two small blinking red lights flashing from the grill. He speeded up still further. I speeded up to about 75. After about 4 or 5 miles like this, I stopped because I could not out run him and felt he probably was with the police. I stopped just passed a bridge located just past the the Gluckstadt cut off sign.

"He pulled up behind me and came to the door of the truck and told me to get out. I asked for identification. He then told me to get out of there real fast and I did. I learned the next day that his name was Holby. He took me to the front of his car, to the rear of the truck, and asked for my drivers license. I then noticed a woman was sitting in his car which was a newish white Pontiac. I did not notice any insignas on this car. Holby was a white male, about 50 years old, greying hair, about 6', weighting about 190 to 200 pounds, tanned complexion wearing a gun in a hip holster. He was dressed in a light colored short sleeve shirt, and dark pants. He had a bronze or goldish badge on his shirt.

"Eric Morton then joined us. Holby said I was doing 72 miles per hours. About ten minutes after I stopped a white Pontiac stopped and a uniformed highway patrolman got out. The next day he was at the hearing and I noticed he had a badge on which was numbered 306, as best I could see. The badge on his hat appeared to be 60. He was a white male, about 30, height about 6', slender build, 160 pounds, dark hair. After he talked with Holby they talked about smelling beer. They talked about us sleeping with negroes and asked what we had in the truck. I told them it was books. No mention was made by anyone about the voter registration forms or material.

3
NO 44-2280
RAB/mea

"A third Pontiac, light blue, then pulled up. I saw one man get out. He had dark brown hair, 6 ft. tall, 200-210 pounds, large stomach and had dark blue dress type short boots. He appeared to be 30 or 35. He had a gun in a hip holster. He had on dark pants and a light shirt but I do not know whether it was a uniform. I shall refer to him hereafter as #1 man. Eric told me later that he thought this man was named Bruno.

"This #1 man walked around me and Eric. He smelled strongly of alcohol. As he passed me he kneed me on the thigh, attempted to kneel me in the crotch on one occasion. Later on he stood on one of my feet. Later on he walked on both my feet. During this time he and the other officers called us queers and communists. #1 man got Robert Ellis out of the truck and lined him up with use. Then he told Melvin McDavis to get out. I saw one of the officers pull Melvin out but I did not see clearly who did it. I did see Melvin stumble as he reached the ground.

"They all claimed they smelt beer. Sheriff Holby had given me one ticket for speeding and they were discussing whether they should ticket me for resisting arrest. At about this point Holby said he had to leave and drove off. Before he left he claimed he knew three negro boys who had whistled at a white girl and that they would be shot and it would be our fault because of the agitation we had been causing in Mississippi.

"After Holby left, #1 man claimed he smelled liquor and put me in the back of the highway patrolmans car. Just before this, a car had stopped on the other side of the road and the highway patrolman and another man I can not account for went across to check it. #1 got in the back seat with me. The doors and windows were closed. He was to my left. No one else was in the car. He said he couldn't kill me but 'you know what I am going to do to you, don't you?' I said 'No, Sir.' He then took the gun out of his holster. As he did this I balled myself up and covered my head with my hands. He struck me at least 4 times on the head, along the left side to back, at least six times on my left hand, twice on the left leg on the knee and a

NO 44-2280
RAB/mea

little above it, and once on the back of the left shoulder. He also hit me once on the right hand. These blows were struck all in rapid succession and all with the butt of his gun. I did not try to strike back but just tried to cover up. He was cursing me as he did this. When he finished he told me to stay there and then he got out. He was in the car with me for only about 5 minutes.

"I could see Eric and the two boys standing about two car lengths away. I then saw the two colored boys leave across the highway. I then saw blood pouring down my face. I got blood on the car seat and splattered about. I then saw some one knock Eric down with a gun butt. I saw Eric get up and saw him get knocked down again. All three men were standing around him and I could not tell which one did it.

"Then #1 came back, got into the left side again, and hit me across the face with his flash light. He pulled his gun out and placed it at my head. I saw the highway patrolman coming back toward the car. #1 man said 'If you move, I'll blow your brains out.' I then heard him cock the gun. I was in a ball again. I think I then heard the highway patrolman tell him that he better not. #1 man took the gun away and got out of the car. #1 put me in his Blue Pontiac. #1 man radioed from his car for someone to pick up the truck.

"We then drove into Canton, and stopped in the alley by the Police Department. #1 honked the horn and a young officer came out. Upon seeing #1 man, he said something like--Man, you're drunk. They chatted for awhile, and the officer asked where he could get some 'corn.' #1 man replied he had some lined up. After 5 or 10 minutes #1 drove me to the county jail. This was about 11:30 pm or later. We had been stopped around 9:30 pm.

"They gave me a wet rag to clean up with. They offered to let me see a doctor when I got to the jail but I refused as I did not want to leave the jail at night. The next morning about 8 am a white doctor came. He was about 35 years of age, stocky, about 6' tall, weighting about 180 pounds with glasses and he asked me where I was hurt. He examined my cuts, put anti-septic on one cut, checked my bruised leg, took my blood

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RAB/mea

pressure, said it was ok and asked if I had any disease. I said no and he left. He came back later and gave me a tetanus shot.

"That morning I was taken to near Madison where I had a hearing before a Justice of the Peace in his garage. I was represented by Marvin Brademan. Bail was set at \$150 each. I was charged with reckless driving and resisting arrest. Eric was charged with interfering with an officer while making an arrest and some other charge.

"That night at about 7:30 pm we were both released on bail. As we were leaving town, our car was stopped by a police officer who asked for identification. He told those who did not have ID cards that we needed to register if we wanted to stay in Canton for more than two days.

"On the night of 7/16/64, I was examined by Doctor Anderson in Jackson. He told me to rest, gave me a sedative and told me to come in for a complete examination on 7/17/64. A Dr. Falk, who was in Jackson in connection with COFO checked me at the COFO office on 7/16/64 and gave me some aspirin.

"At the hearing I recognized Holby, the highway patrolman, and #1 man whose first name I think is Bruno. He had a badge, a star shaped, on a white shirt which had triangular patches on it which said Sheriffs Department, Madison County.

"This man, #1 man, told me, just before the hearing while I was in the jail, that he would shoot me if I ever came back to Madison County. We were alone then. Holby then joined us and #1 man said--You better not ever come back to Madison County.

"I have read this 11 page statement and have initialled each page and each correction. It is true and correct.

"/s/ Stephen L. Smith

"Witnessed:

"Robert A. Bermingham, Special Agent, FBI, Jackson, Miss 7/17/64

"George Darley Keith, Special Agent, FBI, Jackson, Miss. 7/17/64

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RAB/mea

SMITH also furnished the following information concerning himself:

Name:	STEPHEN LYNN SMITH
Sex:	Male
Race:	White
Age:	Born November 18, 1944, at Cedar Rapids, Iowa, age 19
Height:	5 feet, 7 inches
Weight:	140 pounds
Hair:	Blonde, thick and matted
Eyes:	Blue
Occupation:	Sophomore, State University of Iowa at Iowa City
Marital Status:	Single
Residence:	3095 12th Avenue, Marion, Iowa
Parents:	FRANK A. SMITH and GERTRUDE K. SMITH

FEDERAL BUREAU OF INVESTIGATION

Date July 30, 1964

The following injuries to the person of STEPHEN SMITH were noted. These observations were made at COFO Headquarters, 1717 Lynch Street, Jackson, Mississippi.

It was observed that SMITH had a $\frac{1}{2}$ inch open laceration on the left side of his head at the place where his hair was parted, at the hairline. Another cut was observed in the back of his head, $\frac{1}{2}$ inch long, in the middle of back of his head. He had two bumps noticable to the touch along the left side of his head, near the crown.

Five small cuts were noted on the back of his left hand. Another cut was noted on his wrist. It was also small. There was a superficial cut on the small finger of that hand, $\frac{3}{4}$ inch in length. The back of the left hand was badly swollen. The back of his right hand was also badly swollen but no cuts were observed.

There was one small cut on the outside of his kneecap on the left leg. Immediately above the cut, also on the outside of the left leg, was a 4 inch by 3 inch swollen area which was faintly discolored blue.

SMITH complained of a sore right shoulder, but no swelling or lacerations were noted.

On 7-17-64 at Jackson, Mississippi

File # NO 44-2280

by SA ROBERT A. BIRMINGHAM
SA GEORGE DARLEY KEITH/pag

Date dictated 7-19-64

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FEDERAL BUREAU OF INVESTIGATION

Date July 30, 1964

MORTON:

The following statement was obtained from RUFUS ERIC

"July 17, 1964
Jackson, Miss.

"I, RUFUS ERIC MORTON, voluntarily give the following statement to ROBERT A. BIRMINGHAM and GEROGE DARLEY KEITH who have identified themselves to me as Special Agents of the Federal Bureau of Investigation.

"I was born at Detroit Michigan on 2-24-34 and reside at 7832 Wykes St., Detroit. I am a senior at Wayne State University, Detroit. My mother and father, MR. & MRS. LEE J. MORTON reside at 7832 Wykes St., Detroit. I am in Jackson, Mississippi as a volunteerworker of the Council of Federated Organizations and reside at its headquarters, 1017 Lynch St, Jackson.

"At about 8:20 p.m. on 7-15-64, I, in company of STEVE SMITH and two young negro boys, left the Council of Federated Organizations (COFO) in a truck rented by me with COFO friends. We were destined for Greenville, Miss., via Greenwood and Canton. We were carrying boxes of voter registration forms, clothing, shoes and regular grade school text books to be used in the Freedom Schools sponsored by COFO. STEVE SMITH was driving and I was in the front seat on the right side. One of the young boys was also in the front seat in the middle. The other young boy was in the back of the truck which was an open 1/2 ton pick-up.

"As we entered highway 55, after turning off State St., Jackson, Miss, two Jackson City Police Officers, in a patrol wagon, stopped our truck. They gave STEVE a ticket for driving the truck without a commercial drivers license. STEVE SMITH mentioned we were enroute to Canton, Miss. They let us go, and after they disappeared, we continued toward Canton.

"On highway 55, just past Madison, we noticed a car following closely, about three car lengths, behind us. Occasionally this car blinked his lights at us but we did not stop as we did not

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On 7-17-64 at Jackson Mississippi File # NO 44-2280

by SA ROBERT A. BIRMINGHAM
SA GEORGE DARLEY KEITH /pag Date dictated 7-19-64

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know who it was. After about 5 miles of this, at Gluckstadt, Miss. this car turned on a red light and I think I heard a siren. We had our windows rolled up. At this point STEVE pulled over and stopped. The car stopped behind us. It was a white car and I heard a two-way radio functioning within it. One man got out of this car. He was dressed in a white short sleeve shirt and some type of slacks. He did not have a uniform or badge on but was wearing a gun in a holster. He was a white, male, about 50 to 55 years old, about 6 feet tall, 190 pounds, grey hair and no hat. A woman was in this car too.

"This man whom I shall hereafter refer to as #1 man, approached the truck and with gun drawn, ordered STEVE out of the truck. STEVE got out and asked the man for identification but the man would not show it. He and STEVE then walked to the back of the truck and I could not hear what was being said. Shortly thereafter, I got out and went back to where they were talking. The man questioned STEVE about our destination and the contents of the truck.

"About 20 minutes after we were stopped, a car similar in color to the first, drive up and one man got out. He was a white male, dressed in cowboy boots, dark, slacks, red plain shirt and had a pistol with a whitish pearl handle in his back hip pocket. This man appeared to be between 40 and 50 years of age, about 6'2" tall, about 185 pounds, rangy type build, and was not wearing a hat. I shall refer to this man as #2 man hereafter. He took a long chrome flashlight out of his back pocket and looked into the back of the truck. He ordered the young boy out of the front and lined the three of us up. He then walked up and down in front of us shouldering STEVE and myself as he passed. He shouldered me once and stood on my feet twice. I saw him shoulder and step on STEVE's feet at least once.

"About 5 minutes after #2 man arrived, a uniformed Mississippi Highway patrolman, wearing a name tag marked [] and badge # 603 drove up in what appeared to be an official car but I could not see it too well as the headlights were all trained on us.

"At about this point the #1 and #2 men conferred in a group with [] a little apart from us. They then brought STEVE over to the group and I could hear them questioning him and saw one of them, I am not sure which, writing a ticket. [] was a white, male, between 30 and 35 years old, about 5'11", 160 pounds, dark hair and in a light blue uniform with red striping with Mississippi Highway Patrol shoulder patch.

FOIA(b)(7) - (C)

"At about this time a fourth car drove up containing one man. He got out and joined the others. This man whom I shall refer to as #3 man was a white male, about 35 to 45 years of age, 6 feet tall, weighing 190 pounds, black hair with receding hairline, dressed in white shirt, dark pants, boots and wearing a gun with a brown handle in a holster. It was bigger than a regular .38 caliber pistol. He wore a little 5 star silver badge on his shirt, over left breast. I could not read what was written on it. This man started inspecting the cab of the truck. [] got in the back, opened some boxes and looked in them. He told the young boy in the back to get out. As the boy was climbing out of the truck, I saw [] kick him in the back and the boy fell to the ground. This boy then lined up with us.

"#1 man then questioned us as to why we were in Mississippi and told us it was dangerous for us to remain in this state as we were creating trouble. He also got our background. I told him we were not here to agitate or demonstrate but to educate the colored people and to aid them politically. He criticized us for being dirty and ragged.

"At about this time, the woman who was in the first car called #1 man and told him he had a call on the radio and he drove off. [] and number 2 man continued talking to STEVE apart from us and number 3 man told me that the 'Sherriff' had left and that 'we' can do with you all what 'we' want.

FOIA(b)(7) - (C)

"All during the above various of the apparent officers claimed they smelled beer and asked us who had been drinking. STEVE was then put into one of the cars, which I think was the troopers car. #2 man got into the back seat with STEVE. [] stood outside the car. I could see STEVE 'balled up' in a knot and I could see #2 man striking him about 6 times. I noticed on one occasion that he was striking with a chrome object which appeared to be a flashlight. They were in the car for about 20 minutes. All this time [] was standing within two or three feet from his car. I was standing about 15 feet away with #3 man and the two boys. At various times during this 20 minute period I heard sounds, like thuds, coming from the car but I did not hear a sound

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of a voice. At about this time #3 man was telling us about how dangerous it was to be in Mississippi.

"After the 20 minutes in the car, the #2 man got out and rubbed his right fist. At this point #3 man sent the boys running toward Jackson. #2 and #3 men brought me to the front of the car in front of the headlights. I could then see STEVE sitting in the back of the car, slumped forward with blood running from his head.

"#3 man then told me there were no charges against me and told me to drive the truck away. I refused and told him I had an expired license. He promised it would be all right for me to drive the truck off but I refused to do so and asked to be arrested with STEVE as I thought they might shoot me for trying to escape. I reminded them it would be a violation for me to drive.

"#2 man got mad about this and kicked me once slightly below the right knee. #3 man suggested two or three times that I try to grab his gun and then he could arrest me. I refused. He told me to say 'sir' if I wanted to go back to Detroit with my teeth. When I asked him again to arrest me, he hit me in the right eye with his fist. Then he drew his gun and hit me on the right temple about an inch into the hairline with the grip or butt of the gun three or four times. As he was doing this he kept telling me to quit trying to take his gun. I was trying to cover myself with my hands and never tried to take his gun. I then fell to the ground for protection. Then number #2 and #3 man both kicked me once, one in the chest and the other in the right shoulder. They then told me to get up and when I did #3 man kicked me in the back, that is on the lower backside. They got STEVE out of the highway patrol car and put me in the back seat. STEVE limped when he got out, had his head down, and was holding his side. Blood was on his head, shirt and face. After they put me in this car, I saw them put STEVE in one of the other cars. [] got in and #3 man got in front also. [] started driving me toward Canton. #3 man suggested to [] that they take me to Philadelphia and [] replied, 'If you play you have to pay.' They drove to the Madison County Jail and as we entered the jail, I saw the other car driving up with STEVE in the back of it.

"I was not maltreated in the jail or thereafter. The next morning I saw STEVE at breakfast and noticed two cuts on his left temple and cuts on one of his hands. There was blood on his shirt and he had two rags soaked with blood. The jailers wife allowed me to make a telephone call.

"We had a hearing that morning, 7-16-64, in the garage of the Justice of the Peace and I was charged with resisting arrest and was charged also with interfering with STEVE's arrest. STEVE was charged with reckless driving and resisting arrest. The case was continued until the 27th of July 1964 and bail was set at \$150 apiece. At about 7:30 p.m. we were both bailed out with the aid of COFO.

"As we left the COFO house in Canton, the car we were in was stopped by police officers in light blue uniforms. We were again questioned about why we were in town and told to either register with the police as a visitor or leave. We left.

"At no time did I resist arrest or interfere with the arrest of STEVE. I did not request or receive any medical attention.

"At the hearing on 7-16-64 [] #2 and #3 men were present. #3 man was identified as 'Sheriff Holly.' I got the impression that #2 man was an assistant of #3 man. #2 & #3 were both dressed at the hearing in dark pants, white shirt, with a red patch, and were wearing small 5 point silver stars.

"I have read this statement which consist of this and eleven other pages. I have initialed each page and each correction. It is true and correct.

"/S/ Rufus Eric Morton

"Witnesses:

/S/ Robert A. Bermingham, Special Agent, FBI, Jackson, Miss. 7-17-64

/S/ George Darley Keith, Special Agent, FBI, New Orleans, La. 7-17-64."

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MORTON also furnished the following background information concerning himself:

Name	RUFUS ERIC MORTON
Race	Negro
Sex	Male
Place of Birth	Detroit, Michigan
Date of Birth	FOIA(b)(6)
Height	6'1"
Weight	170 pounds
Hair	Black
Build	Slim
Complexion	Light brown
Eyes	Brown
Marital Status	Single
Occupation	Student, Senior at Wayne State University, Detroit
Employment	Lithographer
Service	U.S. Army RA 16364766, 1951 to 1954 with service in Korea
Residence	7832 Wykes Street, Detroit, Michigan
Relatives	Father - Mr. Lee J. Morton Mother - Mrs. Lee J. Morton
Arrests	Claims no other arrests

FEDERAL BUREAU OF INVESTIGATION

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Date 7-30-64

The following statement was obtained from ROBERT JOE ELLIS:

"July 17, 1964
Jackson, Miss.

"I, Robert Joe Ellis, voluntarily give the following statement to Robert A. Bermingham and George Darley Keith who have identified themselves to me as Special Agents of the Federal Bureau of Investigation.

"I was born on FOIA(b)(6) at New York City, N.Y. My mother and father, David and Edna Baker live in Oakland California and I have been brought up by my grandmother, Maddie Ellis, 1217 Top St., Jackson. I use the last name of Ellis. I am a senior at Lanier H. S., Jackson.

"On Wednesday night, July 15, 1964, at about 8:15 p. I left the Council of Federated Organizations (COFO) in Jackson, Miss in a truck rented by COFO. I am a volunteer COFO worker and was in the truck to help deliver voter registration forms, school books and clothes to Greenville, Miss by way of Canton. I was riding in the cab of the truck between the driver, Steve Smith and Eric Morton. Melvin McDavis was riding in the back of the truck. As we were about to enter highway 55, near the University Hospital in Jackson we were stopped by a patrol wagon containing two Jackson police department officers. They gave Steve a ticket for driving a truck without a commercial license. When they left we proceeded along the highway toward Canton.

"About three or four miles down the highway, Steve mentioned there was a car behind us blinking its lights but was just following us. Finally, Steve said he thought he saw a red light flashing from inside the car so he pulled up and stopped. The car pulled up behind us and a white man got out. He was wearing a white short sleeve shirt with a red shoulder patch and had a little silver badge on his shirt. I think he had dark blue pants on and had a holstered gun. He was about 50 years old, grey hair, about 5'7", heavy build, about 170 pounds. He said he was the Sheriff. He told Steve to get out and asked if Steve saw him blinking his lights. Steve said he didn't know it was the police. He then

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On 7-17-64 at Jackson, Mississippi File# NO 44-2280

by SA's ROBERT A. BERMINGHAM & GEORGE DARLEY KEITH:hke Date dictated 7-19-64

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took Steve to the back of the truck after asking him for his license. I will hereafter call this man the #1 man.

"Eric Horten then got out and went to the back of the truck. About that time another car stopped. Two men were in that car, whom I shall refer to as #2 and #3 men. They conferred with #1 man who, I heard, tell them Steve failed to stop when he blinked. Both #2 & #3 men came around to the front of the truck and talked to me. #2 man was a white male, dressed in a light grey shirt, with matching uniform pants and hat. He had a silver badge on his shirt. He had a gun in a holster and a chrome flashlight in his hand. He was about 30 years of age, about 6', thin, weighting about 150 pounds. He told me this was my last ride and put his hand on my throat and said "I would hate to get violent and pull your neck out, like this." He then gently squeezed my neck. He then said he would hate to punch out my eyes with his fingers. He asked me for background information and suggested I hitch hike back to Jackson because I was on my last ride. #2 & #3 men then went to the back of the truck. I followed them to the back. Then I saw a woman in the first car and heard her call #3 man to the car to take a radio call. I heard #3 man give directions on the radio of how to get where we were, namely just outside of Canton, almost under the bridge, on highway 55. #3 man was a white, male, about 30 years old, about 5'7", weighting 170 pounds. He was wearing a greenish short sleeve checkered shirt, dark pants and had a silver badge on his shirt. He had a gun in a holster and a flash light in a back pocket, chrome colored.

"About this time all three men were questioning Steve apart from us. I saw the #1 man write up and give Steve two or more tickets. A car then arrived which had circled down off the bridge. It was a light colored 1964 Bonneville. All three cars were 1964 light colored Bonneville's. There was just one man in this third car whom I shall refer to as #4 man. He was a white male about 30-34 years of age, about 6'1", weighing 199 or 200 pounds. He had dark hair and had a white shirt, dark pants and had a .38 pistol stuck in a back pocket. He had a large flashlight.

"They all spoke together and #1 man left in his car. #2 then said "now the Sheriffs gone, dammit." #4 man got into the truck and told Melvin to get out. As Melvin was getting out, #4 man pushed Melvin and Melvin fell to the ground but was not hurt. #4 man then looked into the boxes in the truck.

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#3 man lined us all up and claimed he smelled beer. #2 man agreed and said he smelled it too. #3 suggested that they take us to the car one by one and check each one. As they were taking Steve to the car of #2 man, #2 man crossed the highway to check a car which had stopped. At about this time a highway patrol car stopped on the bridge and then came down. The officer in this car was in a uniform. By this time Steve was in the backseat of #2 man's car. #4 & #3 men got in the car on either side of him. They were both in there about 3 minutes. Then both got out. I was looking across the street at #2 man most of this time. #2 man came back across the street as #3 & #4 were getting out of #2 man's car.

"Eric told me they had beaten Steve but I could not see Steve and did not see anyone beat him as I had been looking across the street.

"#3 man came back and asked us if we knew our way back to Jackson. When we said we did, he told us to take off down the highway. We did and hitch-hiked home.

"I was not physically mistreated, beaten or hurt. I did not see anyone hit or physically harm anyone that night.

"I have read this cover page statement and I have initialed each and each error. It is true and correct.

"/s/ Robert Joe Ellis

"Witnessed

"Robert A. Birmingham, Special Agent, FBI, Jackson Miss. 7/17/64

"George Darley Keith, Special Agent, FBI, New Orleans 7/17/64"

ELLIS also furnished the following additional information concerning himself:

RAB:hke
NO 44-2280

Name	ROBERT JOE ELLIS
Sex	Male
Race	Negro
Age	Born [FOIA(b)(6)] New York, New York
Height	5'6"
Weight	140 pounds
Complexion	Dark
Hair	Black
Eyes	Brown
Occupation	Student
Education	Senior at Lanier High School, Jackson, Mississippi
Residence	1217 Top Street, Jackson, Mississippi
Guardian	Grandmother - MADDIE ELLIS 1217 Top Street, Jackson, Mississippi
Parents	David and Edna Baker, Oakland, California

FEDERAL BUREAU OF INVESTIGATION

Date 7-10-64

The following injuries to the person of RUFUS ERIC MORTON were noted. These observations were made at COFO Headquarters, 1017 Lynch Street.

It was observed that MORTON had a discoloration of one inch in diameter on the bicep on the inside of his right arm, approximately two inches above the elbow.

A quarter inch wide strip, twelve inches in length, running parallel to the ground was observed across the center of his chest. No further injuries were noted.

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On 7-17-64 at Jackson, Mississippi File # MO 64-3280

by SA GEORGE DARLEY KEITH:efj Date dictated 7-19-64

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FEDERAL BUREAU OF INVESTIGATION

Date 7-30-64

The following photographs were taken of STEPHEN LYNN SMITH and RUFUS ERIC MORTON at COFO Headquarters, 1017 Lynch Street:

Kodacolor, type "3", professional

- (1) View of right arm of RUFUS ERIC MORTON, at 2 ft., F:32, at 100th of a second
- (2) View of right arm of RUFUS ERIC MORTON, at 2 ft., F:32, at 100th of a second
- (3) View of chest of RUFUS ERIC MORTON, at 2 ft., F:32, at 100th of a second
- (4) View of front left temple of STEPHEN SMITH, at 1½ ft., F:32, at 100th of a second
- (5) View of front left temple of STEPHEN SMITH, at 1½ ft., F:32, at 100th of a second
- (6) View of back of head of STEPHEN SMITH, at 2 ft., F:32, at 100th of a second
- (7) View of left hand of STEPHEN SMITH, at 2½ ft., F:32, at 100th of a second
- (8) View of left leg of STEPHEN SMITH at 2½ ft., F:32, at 100th of a second

Tel-X Pan, black and white

- (1) Front view above waist of STEPHEN SMITH at 6 ft., F:32, at 100th of a second
- (2) Back view above waist of STEPHEN SMITH at 6 ft., F:32, at 100th of a second
- (3) Side view of STEPHEN SMITH, at 4 ft., F:32, at 100th of a second

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On 7-17-64 at Jackson, Mississippi File # MO 44-2280

by SA GEORGE DANLEY RYTH:cj Date dictated 7-20-64

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RAB:cj
NO 44-2280

FOIA(b) (7) - (C)

SA SAMUEL E. VIERDEN II advised C. A. MARX, Administrative Assistant to the Commissioner of the Mississippi Highway Safety Patrol, Jackson, Mississippi on July 18, 1964 that a complaint had been received alleging that Officer [redacted], Mississippi Highway Safety Patrol, was involved in an incident involving police brutality and that an investigation concerning this matter was being conducted. MARX advised he would advise Commissioner T. B. BIRDSONG who would advise the Governor.

At Canton, Mississippi

FEDERAL BUREAU OF INVESTIGATION

1Date 7-30-64

JACK S. CAUTHEN, Sheriff of Madison County, Mississippi, was advised that the FBI had received a complaint of police brutality involving a man named HOLLY and possibly others connected with the Sheriff's Department of Madison County. CAUTHEN stated that CARL HOLLEY is a Deputy Sheriff of Madison County, Mississippi. He further advised that he was aware of an allegation of police brutality in his department, that he was presently investigating the matter and that he had no further comment at this time. Sheriff CAUTHEN declined to make available any records concerning the complaint at this time. He stated that he is personally opposed to brutality and advised that brutality is not practiced in his department.

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On 7-18-64 at Canton, Mississippi File # NO 44-2280

by SAs REX H. FLOEN and ROBERT A. DENNINGHAM Date dictated 7-19-64

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RAB:cj
NO 44-2280

At Madison, Mississippi

FEDERAL BUREAU OF INVESTIGATION

Date 7-30-64

LEROY HAWKINS, Madison, Madison County, Mississippi Justice of the Peace, Beat 3, made available for review the following documents:

- (1) Affidavit for Justice Warrant signed by [] in which [] charged under oath that **STEPHEN L. SMITH** willfully and unlawfully drove a motor vehicle on Highway 55 on July 15, 1964 in a dangerous and reckless manner. The affidavit is dated July 16, 1964.
- (2) Affidavit for Justice Warrant dated July 16, 1964 signed [] in which [] charges **STEPHEN L. SMITH** with resisting arrest by refusing to go with officer on July 15, 1964.
- (3) Affidavit for Justice Warrant dated July 16, 1964 signed **C. HOLLEY** in which **HOLLEY** charges under oath **RUFUS E. MORTON** with willfully and unlawfully resisting arrest by refusing to go with the officer on or about July 15, 1964.
- (4) Affidavit for Justice Warrant dated July 16, 1964 signed **C. HOLLEY** in which **HOLLEY** charges under oath **RUFUS E. MORTON** with willfully and unlawfully interfering with an officer at the time of making an arrest on July 15, 1964.

FOIA(b) (7) - (C)

HAWKINS stated that [] and **CARL HOLLEY**, who is also known as **Bruno** and who is referred to above as **C. HOLLEY**, are both Deputy Sheriffs of the Madison County Sheriff's Office. He stated that both these officers were present at the hearing in this matter which he held on July 16, 1964 at which this case was continued at the request of the defendants until July 27, 1964. **HAWKINS** stated that he set bail on these defendants at \$150 each. He stated that they were represented by **MARVIN BRAITHEMAN**, attorney. **HAWKINS** advised that he is acquainted with Officer [] of the Mississippi Highway Safety Patrol. **HAWKINS** stated he believed that [] was present at the above hearing in connection with another case.

HAWKINS stated no complaint or mention was made by either defendants with regard to brutality and he noticed no evidence of any injuries suffered by either defendant.

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On 7-18-64 at Madison, Mississippi File # MO 44-2280

by SAs ROBERT A. BERMINGHAM and BEN H. FLOEN:cj Date dictated 7-19-64

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FEDERAL BUREAU OF INVESTIGATION

FOIA(b) (7) - (C)

Date July 30, 1964

L

WILLIAM STERLING CAIN, Attorney, Canton, Mississippi, advised that he is the legal advisor of the Madison County Sheriff's Office. He was advised that Agents had attempted to interview Deputy [] and that [] declined to be interviewed and referred the Agents to CAIN. CAIN explained that he has advised members of the Sheriff's Department not to submit to interview with FBI Agents relative to police brutality charges and [] would, therefore, not submit to interrogation in this matter. He stated that the Sheriff's Office would gladly cooperate in any other matter.

30

On 7-21-64 at Canton, Mississippi File # NO 44-2280

by SA ROBERT A. BIRMINGHAM
SA REX H. FLOREN /psg Date dictated 7-22-64

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

FEDERAL BUREAU OF INVESTIGATION

1Date July 30, 1964

CARL HOLLEY, Deputy Sheriff, Madison County Sheriff's Office, Canton, Mississippi, was advised by SA ROBERT A. BERMINGHAM that he has a right not to make a statement, that he has a right to consult an attorney before making a statement, and that any statement he might make could be used against him in a court of law. He was advised this matter involved an accusation of police brutality by STEPHEN L. SMITH.

HOLLEY stated he chose not to make a statement at this time.

31

On 7-21-64 at Canton, Mississippi File # NO 44-2280

by SA ROBERT A. BERMINGHAM
SA REX H. PLOEN /pag

Date dictated 7-22-64

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

FEDERAL BUREAU OF INVESTIGATION

Date July 30, 1964

 Deputy Sheriff, Madison County Sheriff's Department, was advised by SA ROBERT A. BIRMINGHAM of the identity of himself and SA REX H. FLOEN. He was further advised that an accusation of police brutality had been made and that the Agents wished to interview him. He was advised by SA BIRMINGHAM that he had a right to not make a statement.. At this point interrupted, stated he had nothing to say and told the Agents to see Attorney BILLY CAIN.

FOIA(b) (6)

32

On 7-21-64 at Canton, Mississippi File # NO 44-2280

by SA ROBERT A. BIRMINGHAM
SA REX H. FLOEN/pag Date dictated 7-22-64

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

FEDERAL BUREAU OF INVESTIGATION

Date July 30, 1964

COL. T. B. BIRDSONG, Commissioner, Department of Public Safety, advised that Officer [redacted] of the Mississippi Highway Safety Patrol would not be made available for interview unless such interview was to be conducted in the presence of the Attorney General of the State of Mississippi.

FOIA(b) (7) - (C)

33

On 7-21-64 at Jackson, Mississippi File # NO 44-2280

by SA ROBERT A. BERNINGHAM
SA REX H. FLOEN /pag

Date dictated 7-27-64

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

FEDERAL BUREAU OF INVESTIGATION

1Date July 30, 1964

DR. JOHN RUSSELL DUFFEY, M.D., Canton, Mississippi, advised that he was summoned by the jailer of the Madison County Jail to examine STEPHEN LYNN SMITH on the morning of 7-16-64. He examined SMITH that morning and found him to have a superficial abrasion of the occiput, which is the back of the head. He also noted a "tiny" superficial laceration, about 1/3 inches long, at hairline, forward, on the left side. He stated this laceration barely punctured the skin. DR. DUFFEY said SMITH complained of soreness in the left thigh. He advised that the above were not serious and did not require stitches. DR. DUFFEY stated he took SMITH's blood pressure and gave him a neurological examination, both of which indicated SMITH was normal.

DR. DUFFEY stated he returned later in the day and gave SMITH a tetanus shot as a precautionary measure.

34

On 7-21-64 at Canton, Mississippi File # NO 44-2280

by SA ROBERT A. BIRMINGHAM
SA REX H. FLOEN /peg Date dictated 7-22-64

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

NO 44-2280 /lyc

"7/27/64
Jackson, Miss.

"I, Dr. James Anderson, make the following voluntary statement to Robert A. Bermingham and Rex H. Ploen who have identified themselves to me as special agents of the Federal Bureau of Investigation.

"I examined Stephen Lynn Smith on the night of 7/16/64. He had a $\frac{1}{2}$ " laceration of right frontal area of head and $\frac{1}{4}$ " laceration over occiput. I also noted a tenderness in left deltoid area. He had multiple puncture wounds and bruises of dorsum of right hand.

"I gave him a neurological examination and it proved negative.

"This statement is true and correct.

"/s/ James Anderson, M.D.
2431 Whitfield Mills Rd.

"Witnessed

/s/ Robert A. Bermingham, Special Agent, FBI, Jackson,
Miss. 7/27/64"

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE JACKSON	OFFICE OF ORIGIN JACKSON	DATE 8/31/64	INVESTIGATIVE PERIOD 7/21/64 - 8/24/64
TITLE OF CASE CARL HOLLEY, Deputy Sheriff, Madison County, Mississippi; [redacted] Deputy Sheriff, Madison County, Mississippi; [redacted], Officer, Mississippi Highway Safety Patrol; UNSUB; STEPHEN LYNN SMITH; RUFUS ERIC MORTON; ROBERT JOE ELLIS; MELVIN ROY MC DAVIS - VICTIMS		REPORT MADE BY SA ROBERT A. BERMINGHAM	TYPED BY rlc
		CHARACTER OF CASE CR	FOIA(b) (7) - (C)

REFERENCES: Report of SA ROBERT A. BERMINGHAM dated 7/30/64 at New Orleans
Bureau airtel dated 7/30/64

- P -

ADMINISTRATIVE

All persons contacted in this matter were advised that this investigation is being conducted at the request of Assistant Attorney General BURKE MARSHALL, Civil Rights Division, USDJ. Attempts to re-contact USA, 8/17/64 to 8/24 were unsuccessful as he was then in Biloxi, Mississippi.

LEADSJACKSON

APPROVED <i>[Signature]</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW	
COPIES MADE: ② - Bureau 1 - USA, Jackson 2 - Jackson (44-53)		44-25956-12 21 SEP 1964	REC 20 EX-106
DISSEMINATION RECORD OF ATTACHED REPORT		NOTATIONS	
AGENCY	1cc CRD	STAT. SECT.	
REQUEST RECD.	9-4-64	1cc Synopses CR Unit	
DATE FWD.	6-94		
HOW FWD.	1cc		
BY	HAR/ [Signature]		

56 SEP 10 1964
COVER PAGE

JN 44-53

AT JACKSON, MISSISSIPPI

Will recontact USA for prosecutive opinion.

- B* -

COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

FOIA(b) (7) - (C)

Copy to: 1 - USA, Jackson

Report of: SA ROBERT A. BERMINGHAM
Date: 8/31/64

Office: Jackson

Field Office File No.: 44-53

Bureau File No.:

Title: CARL HOLLEY, Deputy Sheriff, Madison County, Mississippi;
[REDACTED], Deputy Sheriff, Madison County, Mississippi;
Officer, Mississippi Highway Safety Patrol;
UNKNOWN SUBJECT;Character: STEPHEN LYNN SMITH, RUFUS ERIC MORTON, ROBERT JOE ELLIS,
MELVIN ROY MC DAVIS - VICTIMS
CIVIL RIGHTS

Synopsis:

Petition filed for transfer of case involving charges
against SMITH and MORTON to federal court filed 7/27/64.

- P -

DETAILS:

HUNTER MOREY, Legal Coordinator, Council of
Federated Organizations (COFO), Jackson, Mississippi,
advised on July 26, 1964, that both ROBERT LYNN SMITH
and RUFUS ERIC MORTON were then out of the state and he
did not know if they would return.

United States Attorney ROBERT E. HAUBERG was
contacted relative to this case on August 6, 1964. He
stated that he was studying this case and requested that
the disposition of the charges pending in Madison,
Mississippi, against RUFUS ERIC MORTON and STEPHEN LYNN
SMITH be determined. He advised that he would thereafter
give an opinion concerning this matter.

LEROY HAWKINS, Justice of the Peace, Madison,
Mississippi, advised on August 10, 1964, that MORTON and
SMITH did not appear for their trial which was set for

JN 44-53

July 27, 1964. HAWKINS advised that on July 27, 1964, he had received a Petition of Removal in the cases involving MORTON and SMITH which petition requested the transfer of these cases to federal court in the Southern District of Mississippi.

JESS BRENNER, Attorney, Lawyers Constitutional Defense Committee (LCDC), 538½ Farish Street, Jackson, Mississippi, stated on August 12, 1964, that Petitions of Removal had been filed with the federal court in Jackson requesting that the cases pending in Madison, Mississippi, against ROBERT LYNN SMITH and ERIC RUFUS MORTON be transferred to federal court. BRENNER stated that these cases will go to federal court if the petition is not opposed within 40 days. BRENNER also advised that consideration is being given to civil action against the police officers involved.

ROBERT LYNN SMITH was interviewed concerning another matter on August 15, 1964, at Jackson. He stated he did not know where RUFUS ERIC MORTON was at that time. SMITH stated he intends to enroll at Tougaloo College, Jackson, for the coming year.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE JACKSON	OFFICE OF ORIGIN JACKSON	DATE 9/12/64	INVESTIGATIVE PERIOD 9/11/64
TITLE OF CASE CARL HOLLEY, Deputy Sheriff, Madison County, Mississippi; [REDACTED], Deputy Sheriff, Madison County, Mississippi; [REDACTED] Officer, Mississippi Highway Safety Patrol; UNSUB; STEPHEN LYNN SMITH; RUFUS ERIC MORTON; ROBERT JOE ELLIS; MELVIN ROY MC DAVIS - VICTIMS		REPORT MADE BY SA HORACE P. BECKWITH	TYPED BY cj
		CHARACTER OF CASE CR	FOIA(b)(7) - (C)

REFERENCES

Reports of SA ROBERT A. BERMINGHAM, 7/30/64 and 8/31/64 at Jackson.

-P-

ADMINISTRATIVE

All persons contacted in this matter were advised that this investigation was being conducted at the specific request of Mr. BURKE MARSHALL, AAG. CRD, USDJ. Attempts to contact USA during week of 8/31/64 to 9/4/64 were unsuccessful as he was in Biloxi, Mississippi.

LEADSJACKSON DIVISION

APPROVED <i>[Signature]</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW	
COPIES MADE: 1cc CRD 11-30-64 6-94-6 2 - Bureau 1 - USA, Jackson <i>EJM/kac</i> 2 - Jackson (44-53) 26b 10 10 55 AM '64		44-25956-13	REC-31 EX-117
DISSEMINATION RECORD OF ATTACHED REPORT		14 SEP 16 1964	
AGENCY 1cc CRD		STAT SECT.	
REQUEST RECD.		1cc Synopsis CR Unit	
DATE FWD.			
HOW FWD.			
BY 66 SEP 24 1964 225			

JN 44-53

AT JACKSON, MISSISSIPPI

Will maintain contact with U. S. District Court Clerk for a disposition of removal petition and local prosecution of Victims, MORTON and SMITH. Will thereafter recontact USA for prosecutive opinion.

B*
COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

FOIA(b)(7) - (C)

Copy to: 1 - USA, JACKSON, MISSISSIPPI

Report of: SA HORACE P. BECKWITH
Date: 9/12/64

Office: JACKSON

Field Office File No.: JN 44-53

Bureau File No.:

Title: CARL HOLLEY, Deputy Sheriff, Madison County, Mississippi;
[REDACTED], Deputy Sheriff, Madison County, Mississippi;
[REDACTED], Officer, Mississippi Highway Safety Patrol;
UNKNOWN SUBJECT; STEPHEN LYNN SMITH; RUFUS ERIC MORTON;
ROBERT JOE ELLIS; MELVIN ROY MC DAVIS - VICTIMS

Character:

CIVIL RIGHTS

Synopsis: No action taken on petition for transfer of local case Madison County, Mississippi, to Federal Court, Jackson, Mississippi. USA, Jackson, withholding prosecutive opinion until a disposition is reached on local charges.

-P-

DETAILS:

On September 11, 1964, the files of the United States District Court, Southern District of Mississippi, Jackson, Mississippi, made available by LORYCE WHARTON, Clerk, were examined and indicated that a petition to have the local charges in Madison County, Mississippi, against RUFUS ERIC MORTON removed to Federal Court was filed on July 24, 1964. A petition to have the local charges in Madison County against STEPHEN L. SMITH removed to Federal Court was filed on July 29, 1964. No other documents were contained in file. There was no answer filed to the above petitions to remand the cases to Madison County.

WHARTON stated that she is uncertain whether there is a time limit on when an answer or a Petition to Remand must be filed by local authorities in Madison County. WHARTON indicated that no state action could be taken until a disposition was made of the Petition to Remove to Federal Court.

JN 44-53

On September 11, 1964, United States Attorney ROBERT E. HAUBERG, Jackson, Mississippi, was contacted and advised of the following:

He will withhold his prosecutive opinion in this matter until a disposition is reached concerning the charges against MORTON and SMITH in Madison County. HAUBERG stated that establishment of guilt or innocence on the local charges will be of importance in determining whether unnecessary force was used by the officers. HAUBERG stated that a finding that SMITH and MORTON had resisted arrest would definitely weaken any possibility of Federal prosecution under the Civil Rights Statutes.

2*

OPTIONAL FORM NO. 10

UNITED STATES GOVERNMENT
M E M O R A N D U M

8/10/64
DATE: 7/24/64

TO: DIRECTOR

FROM: SAC, NEW ORLEANS

SUBJECT: UNSUBS: OFFICERS, JACKSON, MISS.,
PD; OFFICERS, MISS. HIGHWAY SAFETY
PATROL; OFFICERS, CANTON, MISS., PD;
ERICK MORTON; STEPHEN SMITH, ET AL-VICTIMS

BUFILE NO.:

NEW ORLEANS FILE NO.: 44-2280

JACKSON FILE NO.: 44-53

Due to the opening of the Jackson Office, the following changes in the above case have been made;

A. LOCATION OF FILE

1. (X) Entire file sent to Jackson Office herewith.
2. () File sent to Jackson, except one copy of following serials retained New Orleans:
3. () File retained New Orleans, but one copy of following serials sent to Jackson:

B. OFFICE OF ORIGIN

(X) NEW ORLEANS
JACKSON

① BUREAU

- 1 - Jackson
1 - New Orleans

58 SEP 29 1964

C. STATUS

(X) PENDING
RUC
CLOSED 44-25956-

NOT RECORDED

1 AUG 18 1964

10/16/64

Airtel

1 - Mr. McDonough

To: SAC, Jackson (44-53)
From: Director, FBI (44-25956)

CARL HOLLEY, ET AL.
STEPHEN LYNN SMITH, ET AL. - VICTIMS
CIVIL RIGHTS

Reurep 9/12/64.

Advise status.

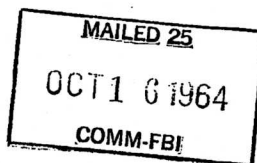
EJM/cac
(4) *cac*

REC-42

EX-108

44-25956-14

OCT 16 1964



Tolson _____
Belmont _____
Mohr _____
DeLoach _____
Casper _____
Callahan _____
Conrad _____
Evans _____
Gale _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

61 OCT 21 1964

NW#: 12790

DocId: 59168854

F B I

Date: 10/17/64

Transmit the following in _____
(Type in plain text or code)Via AIRTEL AIRMAIL
(Priority)

TO: DIRECTOR, FBI

FROM: SAC, OMAHA (44-227) (P)

RE: CARL HOLLEY, Deputy Sheriff,
Madison County, Mississippi;
ET AL;
UNSUB;
STEPHEN LYNN SMITH - VICTIM
ET AL - VICTIMS
CIVIL RIGHTS

(OO: NEW ORLEANS)

Re Jackson airtel to Omaha dated 10/8/64; Report of SA ROBERT A. BERMINGHAM dated 7/30/64 at New Orleans; Jackson teletype to Omaha dated 10/13/64.

Captioned airtel reflects instructions from the Department regarding interview of victims; one of whom is SMITH who attends the State University of Iowa, Iowa City, Iowa. From a review of interview of SMITH immediately after his arrest, as reflected in rerep, he furnished such identifying information regarding subjects as was available to him. He could only describe officer who beat him as "number one" and another victim said he thought his name was BRUNO. Apparently BRUNO is identical with CARL HOLLEY, and from SMITH's statement, it appears HOLLEY did not beat him. It appears the only way to resolve this matter with SMITH is to exhibit photos of those officers known to be involved in this matter, as revealed from justice of peace records. Such photos have been requested. Jackson by referenced teletype advised they would be furnished as soon as available. This is to explain why re-interview of SMITH is being held in abeyance.

③ - Bureau
2 - Omaha
APB:sac
(5)

REC-52

44-25956-15
1 OCT 19 1964

C C Wick
Approved: _____

64 OCT 21 1964

Special Agent in Charge

Sent _____ M Per _____

11/18/64

Airtel

To: SAC, Jackson
From: Director, FBI

UNSUBS; DYNAMITING SOCIETY HILL
MISSIONARY BAPTIST CHURCH,
MC COMB, MISS., 9/20/64
CIVIL RIGHTS
BUFILE: 44-26820
JN FILE: 44-523

CARL HOLLEY, ET AL.
STEPHEN LYNN SMITH, ET AL. -
VICTIMS
CIVIL RIGHTS
BUFILE: 44-25956
JN FILE: 44-53

UNSUB; BURNING OF ST. JOHN
BAPTIST CHURCH, VALLEYVIEW,
MADISON COUNTY, MISS. 9/16/64
CIVIL RIGHTS - ELECTION LAWS
BUFILE: 44-26796
JN FILE: 157-927

UNSUBS; DYNAMITE EXPLOSION IN
FRONT YARD OF RESIDENCE OF
CHARLES ALBERT BRYANT - VICTIM
MC COMB, MISS., 7/26/64
BOMBING MATTER
BUFILE: 157-1829
JN FILE: 157-338

UNKNOWN SUBJECTS (4);
WILBERT ANTHONY LEWIS - VICTIM
RACIAL MATTERS - CIVIL RIGHTS
BUFILE: 157-1754
JN FILE: 157-78

EJM/cac
(60)

DUPLICATE YELLOW

64 NOV 25 1964

UNSUB; EXPLOSION FRONT YARD OF
HOME OF WILLIE J. DILLON,
MC COMB, MISS., 8/28/64
BOMBING MATTERS
BUFILE: 44-26622
JN FILE: 157-523

UNSUBS; DYNAMITING OF RESIDENCE
OWNED BY WILL TAYLOR, MC COMB,
MISSISSIPPI, 9/23/64
BOMBING MATTERS
BUFILE: 157-2034
JN FILE: 157-1063

UNSUBS; EXPLOSION IN FRONT YARD
OF REV. JAMES BAKER, SR.
MC COMB, MISSISSIPPI, 9/9/64
BOMBING MATTERS
BUFILE: 44-26736
JN FILE: 44-483

UNSUB; BURNING OF CEDAR GROVE
BAPTIST CHURCH, MADISON COUNTY,
MISSISSIPPI, 9/17/64
CIVIL RIGHTS
BUFILE: 157-2013
JN FILE: 157-928

UNSUBS; ATTEMPTED BURNING OF
SWEET HOME BAPTIST CHURCH,
WHITESTOWN, MISS., 7/18/64
BOMBING MATTERS
BUFILE: 157-1807
JN FILE: 157-313

44-25956-
NOT RECORDED
46 NOV 19 1964

ORIGINAL FILED IN 44-26220-19

Airtel to SAC, Jackson

UNSUBS; DYNAMITING OF RESIDENCE
OF MATTHEW JACKSON, MC COMB,
MISSISSIPPI, 9/23/64
CIVIL RIGHTS
BUFILE: 44-26892
JN FILE: 157-1064

UNSUB; BOMBING OF JOE AND BARBS
CURB MARKET, CANTON, MISS. 9/6/64
CIVIL RIGHTS - ELECTION LAWS
BUFILE: 44-26721
JN FILE: 44-456

UNSUB; UNEXPLODED DYNAMITE
LOCATED AT GEORGE WASHINGTON
GROCERY AND MARKET, 9/6/64,
CANTON, MISSISSIPPI
CIVIL RIGHTS - ELECTION LAWS
BUFILE: 44-26722
JN FILE: 44-512

FOIA(b)(7) - (C), BOMBINGS OF
HOME OF ALBERTA ROBINSON AND
THE PLEASANT GREEN CHURCH OF
CHRIST (HOLINESS) 6/12/64,
CANTON, MISSISSIPPI
VOTER INTIMIDATION
CIVIL RIGHTS - ELECTION LAWS
BUFILE: 44-25630
JN FILE: 157-302

PAUL DEWEY WILSON, ET AL.
BOMBING OF ALYENE QUIN RESIDENCE,
9/20/64, MC COMB, MISSISSIPPI
CIVIL RIGHTS - ELECTION LAWS
BOMBING MATTERS
BUFILE: 44-26819
JN FILE: 44-522

These are some of the cases of interest to the U. S. Commission on Civil Rights (USCCR) as indicated in its letter 11/6/64, copies of which were furnished your office by airtel 11/13/64 under caption "Civil Rights Incidents in Mississippi," in which reports have not been submitted recently or solutions have been effected but details not yet submitted in report form.

You should review your files in the unsolved cases and vigorously pursue all logical investigation to bring them to early solutions promptly.

If not already done, submit separate reports bringing both solved and unsolved cases up to date no later than 12/4/64. Follow promptly with supplemental reports in individual unsolved cases until brought to logical prompt conclusions. Investigations conducted and reports submitted in these cases must be thorough and complete and capable of withstanding the most careful scrutiny particularly in view of the fact that they may be reviewed by or disseminated to the USCCR and their contents may form the basis for future hearings conducted by that agency.

F B I

Date: 10/19/64

Transmit the following in _____
(Type in plaintext or code)Via AIRTEL _____
(Priority)

TO: DIRECTOR, FBI (44-25956)

FROM: SAC, JACKSON (44-53) (P)

CARL HALLEY, et al.

STEPHEN LYNN SMITH, et al.-VICTIMS
CR

Re your airtel, 10/16/64.

This matter is currently being investigated in connection with Bureau instructions received, 9/30/64, for case entitled: CANTON WHITE CITIZENS COUNCIL, Subject-OTHA WILLIAMS, et al.-VICTIMS, Voter Intimidation, CR-EL. The department has requested additional interviews with victims and answers to specific questions from these victims. In as much as captioned case is currently in a pending status requiring a prosecutive opinion from USA Jackson, a report will be submitted when the above interviews are completed. A copy of this report will be furnished USA Jackson and he will be recontacted for his prosecutive opinion.

③-Bureau (44-25956)
2-Jackson (44-53)(P)HPB:ih
(5)

REC-57

44-25956-16

5 OCT 22 1964

EX-114

C. G. Wick

Approved: _____

Special Agent in Charge

Sent _____

M

Per _____

11/12/64

8
51
Airtel

1 - Mr. McDonough

To: SAC, Jackson (44-53)

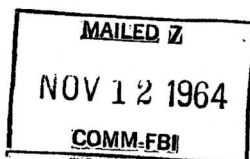
From: Director, FBI (44-25956)

5-
10-
P.H.
mm
CARL HOLLEY, ET AL.
STEPHEN LYNN SMITH, ET AL. - VICTIMS
CIVIL RIGHTS

Reurairtel 10/19/64.

Advise status and when report will be submitted.
Handle promptly.

EJM/cac
(4) *cac*



REC-4744-2595617

101

25 NOV 13 1964

Tolson _____
Belmont _____
Mohr _____
DeLoach _____
Casper _____
Callahan _____
Conrad _____
Evans _____
Gale _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

56 NOV 18 1964

MAIL ROOM ☒ TELETYPE UNIT ☐

F B I

Date: **November 17, 1964**Transmit the following in _____
(Type in plaintext or code)Via **AIRTEL** **AIRMAIL**
(Priority)

TO: DIRECTOR, FBI (44-25956)

FROM: SAC, JACKSON (44-53) (P)

CARL HOLLEY, ET AL
STEPHEN LYNN SMITH, ET AL - VICTIMS
CIVIL RIGHTS

Reurairtel 11-12-64.

Investigation in this matter in connection with Bureau instructions received 9-30-64 for case entitled "CANTON WHITE CITIZENS COUNCIL, Subject - OTHA WILLIAMS, et al - VICTIMS, Voter Intimidation, CR - EL" has been completed.

The USA, Jackson, Mississippi, will be contacted concerning this matter and a report will be submitted to reach the Bureau by 11-23-64.

3- Bureau
2- Jackson
HPB/pag
(5)

REC-131 44-25956-18

EX-112

14 NOV 19 1964

C. G. Wick

Approved: _____

Special Agent in Charge

Sent _____ M Per _____

UNITED STATES GOVERNMENT

Memorandum

TO : Assistant Attorney General

DATE: 11/30/64

Civil Rights Division

FROM : Director, FBI

FILE COPY

Bureau file

44-25956

SUBJECT: **CARL HOLLEY, ET AL.
STEPHEN LYNN SMITH, ET AL. - VICTIMS
CIVIL RIGHTS**

Reference is made to _____ memorandum dated _____
(your file _____).

There is enclosed one copy of the report of Special
Agent _____ dated _____
at _____.

A. ☐ This covers the preliminary investigation and no further action concerning a full investigation will be taken by this Bureau unless the Department so directs.

B. ☐ The investigation is continuing and you will be furnished copies of reports as they are received.

C. ☐ The investigation requested by you has now been completed. Unless advised to the contrary no further inquiries will be made by this Bureau.

D. ☐ Pursuant to instructions issued by the Department, no investigation will be conducted in this matter unless specifically directed by the Department.

E. ☐ Please advise whether you desire any further investigation.

F. ☐ This is submitted for your information and you will be advised of further developments.

G. ☒ This is submitted for your information and no further investigation will be conducted unless specifically requested by the Department.

H. ☐ This covers the receipt of a complaint and no further action will be taken by this Bureau unless the Department so directs.

Enc. **SEE NOTE ON PAGE TWO.**

JLB-eg

NOTE:

**This refers to Item number 12, Madison County,
in the letter from the Civil Rights Commission.**

Enclosed is one copy each of the following:

**Report of Special Agent Horace P. Beckwith
dated November 19, 1964, at Jackson.**

**Report of Special Agent Robert A. Bermingham
dated July 30, 1964, at New Orleans.**

**Report of Special Agent Robert A. Bermingham
dated August 31, 1964, at Jackson.**

**Report of Special Agent Horace P. Beckwith
dated September 12, 1964, at Jackson.**